JESUS RODRIGUEZ ASSISTANT DURINGT ATTURNEY



San Diego 330 Wast Broadway San Diego, CA 92101 (619) 531-4040

http://www.mandiegoda.com

November 1, 2004	:	
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Adolfo Gonzales Chief of Police	wall of the second	on President and American American
National City Police Department	• . •	•
1200 National City Boulevard		
National City, CA 91950	•	•
RE: Non-fatal shooting of Police Officers Daniel Harward and Chris Miller; NCI Operations Case # 04-045PS; Deputy District Attorney		DA Special
Dear Chief Gonzales:		
We have reviewed the reports and other materials compiled by		
non-fatal shooting of by the above-named o		
District Attorney Investigator responded to the scene soon after your investigators.	the monest sud wa	s ottered by
Persons Involved		T (1
Richard Ortiz, age 22, was an "Iris Street" gang member, on pro- driver of the stolen vehicle involved in the incident.	bation for auto their	, and the
age was a passenger in the vehicle.		,
Officer Chris Miller was assigned as a patrol officer.	,	,
Officer Daniel Harward was assigned as a School Liaison Office	er.	
Background The reports indicate that at about 10:30 p.m. on March 10, to a residence in the 900 block of East 28th Street. While involved in an argument with two acquaintances—one of them a said Mr. Ortiz took his car keys, watch and cigarettes, at knife p	was Richard Ortiz. I oint, and left in his	eme Mr.
Mr. Said he saw his car later that evening at East 2 and Mr. Ortiz was still driving it. Mr. Ortiz refused to return the next morning Mr. Said called your department and reported his	vehicle and drove a	
•		

Chief Adolfo Gonzales November 1, 2004 Page 2 of 4

At about 10:30 a.m., before the stolen vehicle report was taken, officers located the car illegally parked in the west alley of the 1900 block of Wilson Avenue. The officers contacted Mr. Ortiz and two others who were in the vehicle, and they requested that the vehicle be properly parked. After checking to see if the car had been reported stolen, the officers left.

At about 11:00 a.m. the license plate number of the stolen vehicle was given to your dispatcher, who noted the number, was the same as the illegally parked vehicle's, and officers began searching for the car.

Officer Harward located the process of the parking lot at 620 East 24th Street and requested that Officer Miller assist him in checking on the vehicle. At about the same time, Mr. who was riding a bicycle in the parking lot, saw his car. Mr. approached and asked Mr. who was sitting in the front passenger seat, where Mr. Ortiz was. Mr. and told him Mr. Ortiz was inside the apartment complex. Mr. and rode a short distance and saw the officers approaching on foot. Mr. and rode his bike back into the lot and saw Mr. Ortiz entering the vehicle. Mr. well yelled at Mr. Ortiz to leave the keys and the car, but Mr. Ortiz said "no" and started the motor, backing out of the parking stall and driving directly at Mr. Mr. moved behind a parked car to avoid being hit.

Mr. Ortiz then drove the car directly at the officers. Officer Harward extended his hand and repeatedly ordered Mr. Ortiz to stop, but the vehicle continued toward the officers.

Shooting Incident

As the sped toward the officers, Officer Harward saw Mr. Ortiz look directly at him, accelerate, and continue directly toward him and Officer Miller. The did not slow down, and when the officers moved, Mr. Ortiz turned the car toward them. Officer Harward said he believed Mr. Ortiz was intentionally driving at him and Officer Miller, so he fired two rounds at the car as he attempted to move out of the way. Officer Miller also fired, thinking Mr. Ortiz was trying to hit them. He thought the vehicle had actually struck Officer Harward as it passed. Mr. Ortiz was trying to run the officers down.

The second field and was involved in a traffic accident at the intersection of East 28th Street and F Avenue. Mr. Ortiz was captured near the scene of the accident. Officer Harward located Mr. Ortiz was captured near the scene of the accident. Officer Harward located Mr. Ortiz was captured near the scene of the accident. Officer Harward located Mr. Ortiz was the front passenger, and the other passenger, Maria Urzua, sitting on the curb. Mr. Ortiz was the officers he panicked and drove straight at them at a high rate of speed, trying to intimidate them.

Additional Investigation

The control of the apartment complex was seated in her car in the parking lot during the incident. She said the control drove directly at the officers at a high rate of speed. She told a detective the officers would have been hit if they had not shot at the vehicle and caused it to veer to the left.

Chief Adolfo Gonzales November 1, 2004 Page 3 of 4

Examination of the physical evidence revealed that Officer Harward fired his gun twice and Officer Miller fired seven times. There were six bullet impacts on the vehicle

A toxicological examination revealed the presence of methamphetamine in Mr. Ortiz's system.

Legal Analysis

This review was conducted pursuant to the joint protocol between this office and all San Diego law enforcement agencies calling upon the District Attorney to conduct an independent assessment of the circumstances surrounding the use of deadly force. The review does not examine such issues as compliance with the policies and procedures of any law enforcement agency, ways to improve training, or any issues related to civil liability. Accordingly, such a review should not be interpreted as expressing an opinion on these matters.

Under California law, peace officers may use deadly force to protect themselves from the threat of death or great bodily harm and to use reasonable force in making an arrest. California Penal Code section 835a allows an officer to use reasonable force to make an arrest and to overcome resistance by a person for whom he has reasonable cause to believe has committed a public offense. That section states the officer need not retreat or desist his effort to effect an arrest because of that person's resistance.

In accordance with Penal Code section 196, peace officers may use deadly force in the course of their duties under circumstances not available to members of the general public. We are mindful, however, that certain limits on the use of deadly force apply to peace officers. The U.S. Ninth Circuit Court of Appeals, in the case of Scott v. Henrich (9th Cir. 1994) 39 F.3d 912, delineated those circumstances under which deadly force may be used:

"[P]olice may use only such force as is objectively reasonable under the circumstances. An officer's use of deadly force is reasonable only if 'the officer has probable cause to believe that the suspect poses a significant threat of death or serious physical injury to the officer or others.' All determinations of unreasonable force 'must embody allowance for the fact that police officers are often forced to make split-second judgments—in circumstances that are tense, uncertain, and rapidly evolving—about the amount of force that is necessary in a particular situation." [Citations omitted.]

Irrespective of any laws applicable to situations where peace officers use deadly force in accomplishing their duties, the law of self defense and defense of others is available to any person.

Conclusions

In this case, Officers Harward and Miller were confronted by a speeding vehicle bearing down on them in an attempt to escape. According to the officers and witnesses, including one witness inside the car, the car was headed directly at the officers at a high rate of speed, and only veered away from the officers as a result of their defending themselves by firing at the vehicle. While it is unfortunate that Mr. a passenger, was wounded in this incident, the decision by the

Chief Adolfo Gonzales November 1, 2004 Page 4 of 4

officers to fire at the vehicle was reasonable under the circumstances, and their use of deadly force was justified. The fact that Mr. Table rather than Mr. Ortiz, was wounded, does not change our assessment that the conduct of the officers was appropriate under the circumstances. The officers bear no criminal liability for their actions.

We anticipate no further action in this matter other than the continuing prosecution of Mr. Ortiz. A copy of this letter, along with the materials submitted for our review; will be retained in our files.

Sincerely,

BONNIÈ M. DUMANIS

District-Attorney

By:

TILLE KORSMEYER

Deputy District Attorney

Chief, Special Operations Division

JK:jb

National City Police Department ADMINISTRATIVE INVESTIGATION TRACKING FORM

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To: Chief Aldolfo Gonzales

From: Sergeant Michael J. King

Subject: Internal Affairs Investigation #03IA003

DATE AND TIME OF OCCURRENCE:

March 11, 2002/1224 hours

OFFICER_INVESTIGATED:

Officer Christopher Miller Officer Daniel Harward

SYNOPSIS:

On March 11, 2004, at about 1224 hours, Officers Harward and Miller were investigating the report of a carjacked vehicle at the apartment complex located at 631 E. 28th Street. The victim of the carjacking told the officers that the stolen vehicle was parked in the rear (south) parking lot of the complex.

Officers Harward and Miller walked into the parking lot at the west entrance from F Avenue. As they walked in an easterly direction in the parking lot, they saw the suspect vehicle being backed quickly southbound out of a parking stall in the north portion of the lot. The driver of the stolen car swiftly turned in a westerly direction and accelerated westbound directly at Officers Harward and Miller.

The officers attempted to move to the north, but, according to the officers and witnesses, the vehicle accelerated so quickly and at such a high rate of speed that the officers were forced to fire their service pistols toward the driver of the vehicle. A combination of the evading movements of the officers and the firing of their weapons saved them from being struck by the car.

As the rounds from the service pistols of both of the officers struck the vehicle, the car veered somewhat to the southwest and sped past the officers to the south, almost striking Officer Harward. When the car was proceeding past the officers, Officer Miller fired additional rounds in an attempt to stop the fleeing vehicle from proceeding further because of the excessive force and atrociousness of the driver's actions seconds earlier. The vehicle was able to speed southbound on F Avenue.

The car was being driven so fast and erratically that the suspect vehicle collided with another car, which was stopped on F Avenue near Sweetwater Union High School, about 300 yards south of the shooting incident. Other officers apprehended the driver and two passengers at or near the collision site. One of the passengers was struck in leg by one of the rounds fired by the officers.

LOCATION OF INCIDENT:

631 E. 28th Street

DEPARTMENT POLICY APPLICABLE:

Operating Procedure #52 - Use of Force, states (in part) reasonable force may be applied consistent with California Penal Code section 835a. Officers shall not use more force in any situation than is necessary to effect lawful objectives and is appropriate under the circumstances.

Deadly force against any person, including a fleeing felon, may only be used when an officer reasonably believes that the action is necessary as a means of self defense from death or serious injury; to defend any other victim from death or serious injury; to prevent a crime in which human life is in serious jeopardy as a result of a suspect's actions; to apprehend a fleeing felon if the felony is a forcible and atrocious one which threatens death or serious injury.

IVESTIGATION:

Detective Taylor and I were called out to the scene on March 11, 2004. Detective Sergeant Triviz briefed us. I reviewed the parking lot shooting scene at 631 E. 28th Street and the area of the vehicle collision, located at the intersection of F Avenue and E. 28th Street. Detectives and traffic investigators processed both scenes completely. Each investigator submitted thorough, written reports detailing their actions and observations. Detectives located and comprehensively interviewed witnesses.

The victim of the carjacking, with and the apartment complex witnessed the entire incident involving the shooting in the parking lot. and gave detailed statements, which verified that the driver of the suspect vehicle, Richard Ortiz, absolutely tried to run down both officers. Both witnesses felt the officers were completely justified in firing at the suspect vehicle.

said, 'They (the officers) didn't have time to react to get out of the way. It would have hit'em straight on if they hadn't fired.'' In the crime report told Detective Nagle that the officers pulled their guns as Richard Ortiz was driving directly at them. Saw both officers trying to get out of the way of the suspect vehicle, but Ortiz was still driving at them at high speed. Both officers fired at Ortiz as he drove directly at them.

Maria Urzua, one of the passengers in the suspect vehicle stated, "Richard (Ortiz) began panicking. The police started walking up the driveway, and he didn't care if the cops were there. He wanted the cops out of the way. There were cops in front of us." Richard Ortiz and the other passenger, (Indicate the provide a statement.

Officers Miller and Harward gave voluntary statements to Detectives Grande and Remmers. The officer's statements to the detectives are thorough and specific in the articulation of their reasonable fear

for their own safety. They also feared for the safety of each other as Ortiz tried to run them down. Both officers fired several rounds at the suspect vehicle as the vehicle came at them.

Officer Miller fired additional rounds at Ortiz as the vehicle veered closely past them and one final round as the vehicle sped southbound on F Avenue. Officer Miller fired the rounds at the fleeing vehicle because he was very concerned the suspect vehicle would get away. Officer Miller obviously realized the atrociousness of the attempt by Ortiz to run over both officers. Officer Miller undoubtedly did not want the public to be subjected to possible serious injury from Ortiz during his escape.

The crime report (#0402679) regarding this officer involved shooting is very comprehensive and gives specific detail to the crime scenes and the circumstances of the case. The statements of all the persons involved are adequately depicted. I did not find it prudent to interview either Officers Miller and Harward or any of the witnesses in the case.

The case against Ortiz was submitted to the District Attorney's Office. Ortiz pled guilty to 211 P.C. Robbery, 245 (c), Assault with a Deadly Weapon, and 10851 V.C. Vehicle Theft.

FINDING:

Officers Miller and Harward were in full uniform when they approached the carjacked suspect vehicle on March 11, 2003. David Ortiz attempted to run down both officers in order to escape arrest. Both officers tried to move out of the path of the suspect vehicle, but Ortiz was intent on striking the officers. Ortiz did not veer away from the officers until after the officers opened fire to protect themselves from death or serious bodily injury.

Officer Miller fired additional rounds at Ortiz after Officer Miller and Officer Harward were out of danger from being run over by the vehicle. Officer Miller fired the rounds to stop an obvious fleeing, atrocious felon from escaping. Officer Miller was undoubtedly concerned for the safety of the public should Ortiz escape.

Officer Miller's obvious fears for public safety were true. Within a few seconds Ortiz drove the vehicle into another car, which was stopped near the intersection of F Avenue and E. 28th Street to drop off a female. This female was injured as a result of the collision. Additionally, Ortiz fled the scene of the accident, but was apprehended a short time later by several officers. The officers found him hiding in the yard of a nearby residence.

Based on the information from the extensive crime report regarding this officer involved shooting, Officers Miller and Harward are <u>exonerated</u> from any violation of NCPD operation Procedure #52.

CONCLUSION:

Officer Miller is exonerated with regards to any violation of NCPD Operating Procedure #52 in this case.

(

Officer Harward is exonerated with regards to any violation of NCPD Operating Procedure #52 in this case.

R.S. allen, LT.



0414003

National City Police Department

PRESS RELEASE

Date/Time: March 11, 2004/1149 hours

Type of Incident: Officer Involved Shooting

Location of Occurrence: 624 E. 24th Street, South Parking Lot

Victim(s):

(Victim of Carjacking)

Age:

(Accident Victim)

Age:

NOTE: SUSPECT'S NAME NOT FOR NEWS RELEASE IF IT POSSIBLY HINDERS INVESTIGATION.

uspect(s): Richard Ortiz,

Age / DOB: 101281

Age / DOB:

Maria Urzua

Age / DOB: 122460

RESUME OF INCIDENT (Not including "quotation" of suspects, etc.)

The National City Police Department received a report of an armed carjacking of a 1986 the night of March 10, 2004, from East 28th Street in National City. On the morning of March 11, 2004, a civilian Community Service Officer of the police department saw the vehicle in the area of 1800 Wilson Avenue in National City. The vehicle was occupied by thee suspects, two males and a possible female passenger. Officers were dispatched to the location however the vehicle left the area before patrol units arrived.

At about 1149 hours, two National City Police Officers located the vehicle in the south parking lot of an apartment complex located at 620 East 24th Street. The vehicle was seen pulling out of a parking space and occupied by three suspects, two males and one female. The vehicle quickly accelerated forward to a high rate of speed and drove directly at the two officers. The officers having been placed in a position that threatened their safety fired multiple shots at the vehicle as it sped towards them. The suspect vehicle then exited the lot and sped off, south on "F" Avenue and subsequently collided with another uninvolved vehicle about two blocks away at the intersection of "F" Avenue and East 28th Street, north of Sweetwater High School. The driver (Ortiz) of the suspect vehicle fled the scene of the collision and was found inutes later hiding in the shrubs along the side of a nearby residence (631 East 28th Street). He was taken into custody without further incident. The remaining two suspects, and Maria Urzua were passengers and remained at the scene of the collision and were taken into custody. As a result

of the collision, the suspect vehicle and the uninvolved vehicle, a 1981	sustained
ajor damage. A passenger of the state of the	gh School
complained of pain as a result of the collision and was taken by paramedics to Paradise Va	ılley Hospital.
vas being dropped off at school by her step-father when the collision occurred.	
sustained two gunshot wounds; he was transported by paramedics to be	ICSD Hospital.
Maria Urzua complained of pain as a result of the collision and was transported to UCSD	Hospital.
Potential booking charges for all three suspects may range from Carjacking, Assault with	a Deadly

Weapon, to the Attempted Murder of a Police Officer. The investigation is ongoing.

The two National City Police Officers were not injured during the incident and will be placed on Administrative Leave with pay per our agency's policy. The criminal investigation of the incident is being handled by homicide detectives of the National City Police Department. The administrative investigation will be handled by the Department's Internal Affairs Unit.

During the incident, Sweetwater High School, 2900 Highland Avenue, and Olivewood Elementary, 2505 "F" Avenue, were placed under lockdown conditions while officers searched for the outstanding suspect.

Contact Person(s): Jose Tellez, Sergeant **Public Information Officer** Phone No.: (619) 336-4423 Pager: (619) 896-3690

Copies of reports
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Per Setective Grande Suspect pled Suilty. Suspect pled Suilty. DO NOT SEND supplementals to DA. Care is complete

ANY THING ADDED to this file-2 copies - ONE for D.A. ONE FOR GRANDE

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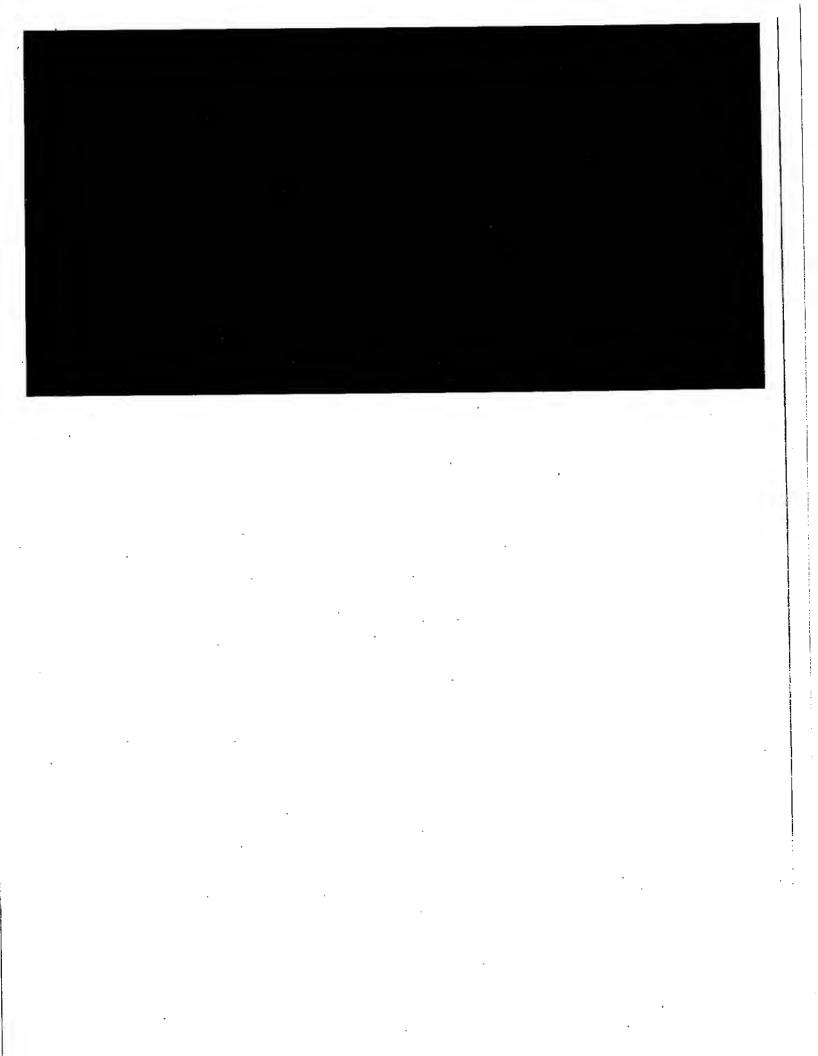
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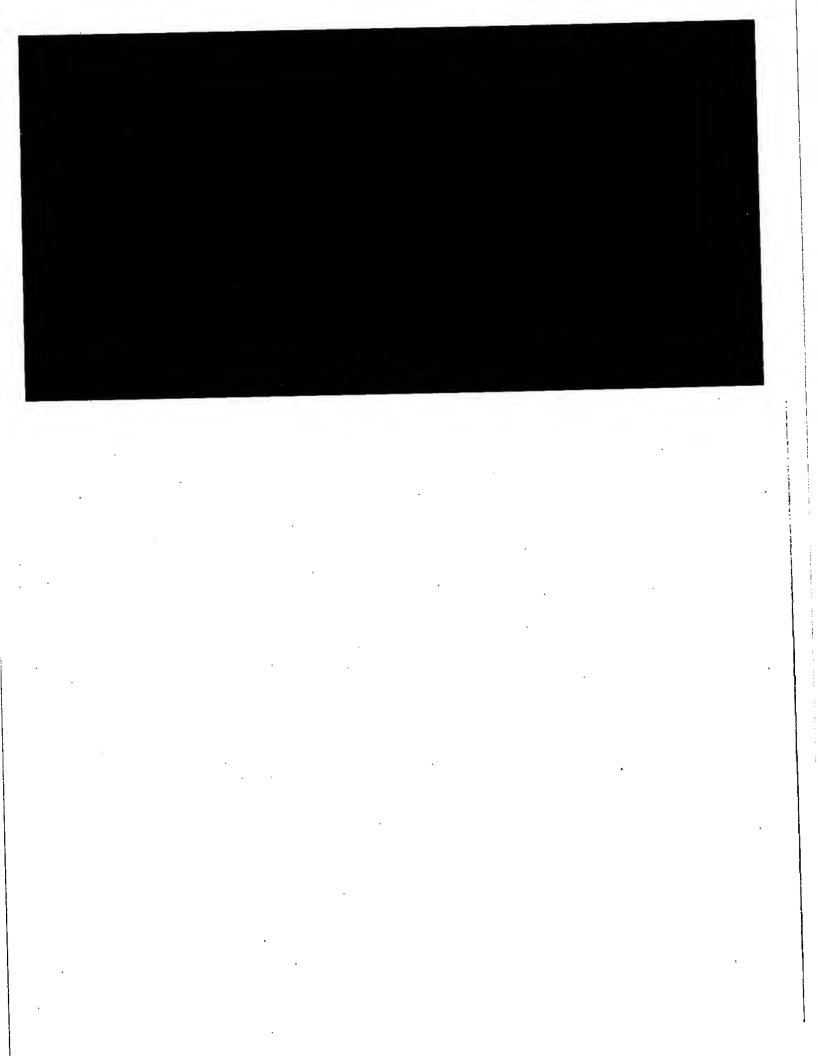
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PD - 350 (10-93)

NATIONAL CITY POLICE DEPARTMENT

1200 National City Boulevard National City, CA 91950

PROPERTY RELEASE

PD - 350 (10-93)

PROPERTY TAG NO. CASE NO. OTHER REFERENCE Telephone (619) 336-4447 0402679 WITH A VALID PICTURE IDENTIFICATION PRESENT THIS RELEASE AT THE POLICE DEPARTMENT. CALL ABOVE PHONE NUMBER FOR APPT. TO RECOVER THE LISTED PROPERTY. FAILURE TO CLAIM THIS PROPERTY WITHIN 30 DAYS WILL RESULT IN ITS BEING DISPOSED OF ACCORDING TO LAW, WRITTEN NOTARIZED AUTHORITY FOR RELEASE OF SAID PROPERTY MUST ACCOMPANY ANY PERSON SENT ON YOUR BEHALE Flores #4654 DES IF NAME ATT. BRUCE MENZIES RELEASE AUTHORIZED BY **ADDRESS** 71/11 011/1 B 9099 CITY, STATE DIVISION ZIP Ole 107 DATE PHONE NO. PROPERTY LIST: TOOZOZG7 - COPY OF MOTO CO of PHOTO CD T0020735- Copy IDO20027 -Copy OF Proto CD OF Photo TOO 19757 - Coo 10019856 - COPY OF Anoto CO IOO 19844 - Copy of CD Photo JOO 19854 - Copy of Proto CD I CERTIFY: UNDER PENALTY OF PERJURY, THAT I AM THE LAWFUL OWNER/GUARDIAN OF THE ABOVE DESCRIBED PROPERTY; I HAVE TAKEN POSSESSION OF THE DESCRIBED PROPERTY. REOPERTY RECEIVED BY DATE 2-9-07 CULLINS

National City 28 / 2340 07/09/2007 14:59:46.000 Reg PDCASH Validation Receipt

CHARGES-001-11000-3537 PHOTO PHOTO PROUFS:

126.00

Sub-total

PAYMENT -Check - 0402379

126.00

Change

\$44444440.00

THANK YOU!

Business Hours: 7:30 - 5:30 Monday Through Fridays

20

K. John

National City Police Department

Crime Lab Work Request

CRIME DATE: 3-11-04 TIME: 11-50
CASE # 0402679 CRIME TYPE: 187-2000-6644-211
TAG(S) # TOO20247 TOO19857 TOO19854
INCIDENT LOCATION: 620 E. 241/ Street N.C. Cg.
SUSPECT(S) NAME:
VICTIM(S) NAME: Dan Howard OF PROJECTS OF PROJECTS OF PROJECTS OF PROJECTS
OFFICER REQUESTING: Records 15 \$126.00
ITEMS SUBMITTED:
LAB WORK REQUESTED:
PROCESS FOR LATENT PRINTS PHOTOS 911CALL/PRINT OUT BLOOD SWABS HAIR/FIBER COPY OF DIGITAL DISC
OTHER:
LAB PERSONNEL
CSS Flores PROCESSING DATÉ: 0607/07/00/25/
PROCESS USED/RESULTS: COMPLETED OF
given to Records / REI TUAL CULLING
DISPOSITION OF EVIDENCE: 1270 TO PROD APPLY
07/09/07

ANY REQUEST FOR ANY
PORTION OF THIS FILE BY L.E.
REFER TO GRANDE- OHIER
REFER TO: D. A.
REFER TO: D. A.

ANY THING ADDED to this file-2 copies - ONE for D.A. ONE for GRANDE

REQUEST FOR/BY INVOLVED
PARTIES - SEND REQUEST
THROUGH MY OFFICE
NO EXCEPTIONS RICCIANAN

Copy of St. Allen 6/11/04 (for Kassin)

ful copy to St. Allen 8/24/04 (oliper Set Grance)

Norriblete copy to attorney woods (oliper Det Grande) 8/30/04

(or refuested by Ronnie)

OKA) TO PROCESS THIS REQUEST - PERSOT MOUNDS

NATIONAL CITY POLICE DEPARTMENT APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY	REPORT NUMBER OF OCC 17
Name BRUCE MENZIES	Phone 619.260.6111
Address 2029 4th AVC, SUITE #	
City SAN DIEGO	State CA Zip 72/03
This will certify that asVictimDriverProportion or representative of the above, who because of age have a proper interest in this accident/incident.	perty Owner Passenger Pedestrian Party of Interest, or physical condition prevents him from representing himself, I
Signature & Type of Report Requested: Traffic Accident Do Vehicle Theft include License number Date of Accident or Incident OY/11/09	Date Date Description of Discrete Dis
	1th ST, NATIL CITY
Name(s) of persons involved Note: Incomplete or illegible information may cause INSURANCE COMPANY ONLY - COMPAN	e a delay in processing your request. PLETE THIS SECTION. YOU MUST PROVIDE A POLICY
Company NameAddress	Policy Number
Requested by Representing ATTORNEY OR AUTHORIZED INDIVIDUA	L REPRESENTING INVOLVED PARTY — COMPLETE ED AUTHORIZATION OF INDIVIDUAL REPRESENTED.
This is to certify that I represent	
Firm Name Bruce Menzizs Address 2729 4m mue Sorte (Signature 3 DEPARTMENT USE ONLY	Date 5/80/0/
IdentificationDL,CI	D,Other Verified by
Date Mailed Date Picked up at Fro	
Other Notes:	
Pay 3/03	

Prop. Tac #s!

April Flores

From: Robert Rounds

Sent: Thursday, May 03, 2007 12:17 PM

To: April Flores

Subject: RE: Evidence Viewing

April,

In follow up to our short conversation in the parking garage this morning---

Atty John Wood cancelled today's appointment. He'd like to come view the evidence on May 15 in the afternoon.

In the meantime, we need to get four copies of every photo taken during this investigation, case #0402679. This applies to both 35mm and digital photos. Please let me know what you need from me to get this going.

Thanks,

Robert

Sergeant Robert Rounds National City Police Department Internal Affairs/Backgrounds Division (619) 336-4508

----Original Message-----

From: April Flores

Sent: Wednesday, May 02, 2007 4:08 PM

To: Robert Rounds

Subject: Evidence Viewing

Robert,

I get back from lunch at 1230. They are going to have to wait ½ hour.

April Flores
Property Evidence Specialist II
National City Police Department
(619)336-4449

April Flores

From: Robert Rounds

Sent: Monday, May 14, 2007 4:00 PM

To: April Flores

Subject: Evidence Viewing

April,

John Wood called and left me a message. He's showing Thursday the 17th on his calendar for the date we were going to meet. I show the 15th at 1500 hours. I don't know....

Anyway, If he can come on the 17th in the morning at about 0800 hours I'd rather do that. Let me know if this is okay for you.

As for now, I'm still keeping the 15th appointment (tomorrow) on my calendar just in case.

Thanks,

Robert

Sergeant Robert Rounds National City Police Department Internal Affairs/Backgrounds Division (619) 336-4508

April Flores

From: Robert Rounds

Sent: Thursday, May 10, 2007 11:48 AM

To: April Flores

Subject: Update on Evidence photos for OIS

April,

I received a message from Attorney John Wood today. He said three additional copies of the photos you've already provided him will be fine. In addition, you can make copies of CDs containing photos. You don't need to send digital photos out to be prints in hard copy form — CDs are fine.

If you have 35mm film that has not been developed yet – and/or not provided to him already – please make four copies of those photos.

Thanks,

Robert

----Original Message----From: Robert Rounds

Sent: Thursday, May 03, 2007 12:17 PM

To: April Flores

Subject: RE: Evidence Viewing

April,

In follow up to our short conversation in the parking garage this morning-

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April Flores
Property Evidence Specialist II
National City Police Department
(619)336-4449

Item Results List - 96 Items

Bar Code	tem Tag	g .	Description	Status	Locker/Destination	lds		Activity Num
0021428	22		AUDIO TAPE - INTERVIEW W	In Storage	LW159A	•	1	0402679/B
0021201	96	ST. DAME	Videocaseette & audio int w / Urzuz, Maria	in Storage	LW159A			0402679/B
0021200	21		Audio & video int w /	in Storage	LW159A			0402679/B
10021199		No. of Lot	Audio & video int w / Urzua, M	In Storage	LW159A			0402679/B
10021198	74		Audlo & video int w /	h Storage	LW159A	1		0402679/B
10020997	20		FILM - recon of crime scene	h Storage	LW159A	i		0402679/B
10020785-	95 1	>	PHOTO DISC	In Storage	L131G5 - 131G-5	ļ	HARI	0402679/B
10020734	19		8mm video of walk through	In Storage	LW159A		HAR	0402679/8
10020733	47		Videooassette & audio int w /	In Storage	LW159A			0402679/B
10020732	94 -		Videocassette & audio int w /	In Storage	LW159A		HARI	0402679/B
10020731		CANA .	Videocassette & audio int w / Off Miler	In Storage	LW159A	1		0402679/8
10020730	1. 1	E-020	Videocassette & audio int w / Off Harward	in Storage	LW159A	Ì		0402679/B
10020729		Margara.	Videocassette & Judio Int w / Ortiz	In Storage	LW159A	1	HAR	0402679/B
10020728	72		Videocassette & audio int w / Carranza	n Storage	LW159A	1		0402679/B
10020625	71		MAP DRAWN BY	In Storage	LW169A	1		0402679/B
10020622	18		(1) VIDEO (1) PHOTO LINE-UP	In Storage	LW159A	1	HAR	0402679/B
10020419	70		TAPES OF CRAWFORD	h Storage	LW159A	1	HAR	0402679/B
10020250	69		35MM FILM - of veh	In Storage	LW159A .	i	HAR	0402679/B
10020249	44		35mm photos taken by SDSO	Checked Out	One hour photo stop (4	: ·	HAR	0402679/8
10020248	43		LATENT PRINT CARDS - veh	In Storage	LW159A		HAR	0402679/B
10020247-	17 1	0	PHOTO DISC - veh	In Storage	L131G4 - 131G-4	1	HAR	0402679/B
10020246	93		PROJECTILE from firewall	in Storage	LW159C		HAR	0402679/B
10020245	16		metal jacket from dashboard	In Storage	LW159C	ļ	HAR	0402679/8
10020244	92		GSR KIT Unit 370	In Storage	LW159C		HAR	0402679/B
10020243	68		GSR KIT - Unit 437	In Storage	LW159C		HAR	0402679/8
10020242	67		tape lifts from windshiel	In Storage	LW159C		HAR	0402679/B
10020241	68		swab w/red stain, & control swab	in Storage	LFRZR - FREEZER		HAR	0402679/B
10020240	65		grn bagw /baggles, plastic pouch, screw driv	In Storage	LW159C		HAR	0402679/B
10020239	42		blk seatshirt	In Storage	LW159C		HAR	0402679/B
10020238	41		ver	in Storage	LW159C	1	HAR	0402679/B
10020199	64		35MM FR.M - Off harward uniforn, unit	In Storage	LW159A		HAR	0402679/B
10020198	63		uniforn pants	Disposed			HAR	0402679/B
10020197	91		uniforn shirt (harw ard)	Disposed			HAR	0402679/B
10020196	15		GSR KIT - Off Harward uniform	In Storage	LW159A		HAR	0402679/B
10020195	90		GSR KIT - Off Harw and gun belt & boots	In Storage	LW159A		HAR	0402679/B
10020194	14		GSR KIT- Off Harw and	In Storage	LW159A	1	HAR	\ 0402679/B
10020193	40		FINGERNAIL SCRAPINGS - Off Herward	in Storage	LW159A	1	HAR	0402679/B
10020193	39		builets	in Storage	LW159A	ļ		0402679/8
10020192	38		bullets	In Storage	LW169A			0402679/B
10020190	37		bullets	In Storage	LW159A			0402679/B
10020190	62		bullets	In Storage	LW159A	i		0402679/B
	61		from chamber	Disposed	m1410011	ļ	1	0402679/B
10020188	101		Hom offettadi	Leaposco				<u> </u>

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05/30/200

Item Results List - 96 Items

ı	Bar Code	tem	Tag	Description	Status	Locker/Destination	lds		Activity Num
ŀ		89	ıαÿ	Lasoi brion	Disposed		DWZ857 ()		0402679/B
		13		1 to to to to to	in Storage	LW159A		HARI	0402679/8
esia.	10020186	13 88	•		Disposed			HAR\	0402679/B
	10020185	12			Disposed			HAR	0402679/B
	10020184	1 1		dinorii viii	In Storage	LW159A		HARI	0402679/B
	10020183	36 35		COLLINE OIL MINERAL SERVICE	In Storage	LW159A		HAR	0402679/B
	10020182	34		COLUMN OIL HARDS ALMOSTIN	In Storage	LW159A		HARI	0402679/B
	10020181	33		TOOL CALL COLL TOWNS	in Storage	LW159A		HARI	0402679/B
	10020180		A D	bullets	Disposed	;		HAR	0402679/B
	10020179	60			Disposed			HAR	0402679/B
	10020178	59			Disposed	İ		HAR	0402679/B
	10020177	87 32		bullet	Disposed	}		HARI	0402679/B
	10020176	86		pisto	Disposed	l l	DVF030 ()	HARI	0402679/B
E40	10020175	11		35 MM FILM - crime scene	In Storage	LW159A	, "	HARI	0402679/B
	10020174	31	i	SHELL CASING -	In Storage	LW159A	1	HAR	0402679/B
	10020173	85	i .	SHELL CASING -	In Storage	LW159A		HAR	0402679/B
	10020172	30		SHELL CASING -	In Storage	LW159A		HAR	0402679/B
		29	Ì	SHELL CASING	In Storage	LW159A		HAR	0402679/B
	10020170	58		SHELL CASING -	in Storage	LW159A	Ì	HAR	0402679/B
	10020169	57		SHELL CASING -	In Storage	LW159A		HAR	0402679/B
	10020166	28		SHELL CASING	In Storage	LW159A			0402679/B
	10020167	27		SHELL CASING -	In Storage	LW159A			0402679/B
	10020165	84	1	SHELL CASING -	In Storage	LW169A		HAR	0402679/B
V	10020142	83	SUPPLIED.	(2)AUDIO & (2) VIDEOS INT W	In Storage	LW159A		HAR	0402679/8
· Jan	10020142	26		(2)AUDIO &(2)VIDEOS (MASTER & COPIES)OF GAR		LW159A			0402679/B
	10020141	82		PHOTO LINE UP COMPLETED BY	In Storage	LW159A	1	HAR	0402679/B
15	0020140	81	4530	PHOTO LINE UP & SKETCH BY	In Storage	LW159A	1	HAR	0402679/B
7	10020076	56		CDPLAYER	in Storage	L1B2 - 1B-2			0402679/8
	10020010	10		BLOOD VIALS (S)ORTIZ, RICHARD 101281	In Storage	LREF - REFRIGERATOR	:1	HAR	0402679/B
	80020040	9		HAIR SAMPLES DRY, WET SECRETIONS SALIVA	In Storage	LFRZR - FREEZER	1		0402679/B
	10020038	55		UNDEVELOPED FILM	Checked Out	One hour photo stop (4	:		\ 0402679/B
-		80		WALLET, POCKET KNIFE, PAGER, MATCHES	In Storage	LW159A			0402679/B
-	10020036	8		WOMEN'S RIGHT SHOE	In Storage	LW159A			1 0402679/B
	0020035	54	1	PANTS	In Storage	LW159A			0402679/8
*	10020034	7	1	SHIRT	In Storage	LW159A	İ		1 0402679/3
	10020033	25	1	JACKET	in Storage	LW159A		1	n 0402679/B
	10020032	24		(1)SAMPLE(1)CONTROL RED STAIN	In Storage	LFRZR - FREEZER			0402679/B
	10020032	79		(1) PAIR OF SHOES, (1) PAIR OF SOCKS	In Storage	LW159A	1		N 0402679/B
	10020030	23		(1)SAMPLE/(1)CONTROL RED STAIN	In Storage	LFRZR - FREEZER	i		N 0402679/B
	10020029	53	1	WOMEN'S LEFT SHOE	h Storage	LW159A	1		N 0402679/B
	10020029	52	İ	UNKNOWN OBJECT	in Storage	LW159A		1	(1 0402679/B
•	10020027	78		HADIGITAL CAMERA DISC	In Storage	L131F1 - 131F-1		HAF	R 0402679/B

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05/30/200

Item Results List - 96 Items

Bar Code	tem	Too	Description	Status	Locker/Destination	1140		Activity Num
10020026	6	V	(1) PLASTIC PIECE OF PEN	In Storage	L93G3 - 93G-3			0402679/B
/w	61		(1)BEANIE(1)SHIRT(1)BELT(1)PAIR OF SHOES	In Storage	L110B2 - 110B-2			0402679/B 0402679/B
10019858	60		NOTEBOOK WIFELD NOTES OF INVESTIGATIONS	in Storage	LW169A L131G3 - 131G-3			0402679/B
0019857 10019856	77 5		PHOTO DISC OF (S) VEHICLE DIGITAL CAMERA DISC	In Storage	L131G3 - 131G-3	1		04 0 2679/B
D019854	1		DIGITAL CAMERA DISC	In Storage	L131F1 - 131F-1	i		0402679/B 0402679/B
10019846	3		GSR KIT - Orliz, Richard	In Storage Checked Out	LW159A One hour photo stop (4)	!		0402679/B
10019845	49	D.	35 MM FILM DIGITAL CAMERA DISC	In Storage	L131F1 - 131F-1		1	0402679/B
10019844	48		VIDEO CASSETTE	In Storage	LW159A	1		0402679/B
0019599	1		SKETCH	In Storage	LW159A)		0402679/B 0402679/B
10018642	76	i	PHOTO LINE UP OF ORTIZ	In Storage	LW169A		11 4 515	To lord of

Def ATT9 RV Sifounds

AF 06/25/57

Item Results List - 96 Items

Bar Code	item Tag		Status	Locker/Dest kis		
10021428	22	AUDIO TAPE - INTERVIEW WIT	In Storage	LW159A	HARWARD,	
10021201	96	Videocassette & audio - int w		.LW159A	HARWARD,	
10021200	21	Audio & video Int w / Ruiz, Vic		LW159A	HARWARD,	
10021199	, 75	Audio & video Int w / Urzua, M		LW159A	HARWARD,	
10021198	74	Audio & video int w	in Storage	-LW159A	HARWARD,	
10020997.	20	FILM - recon of crime scene	In Storage	LW159A	HARWARD,	•
10020735	95 *	PHOTO DISC	In Storage 🕶		HARWARD,	
10020734	19	8mm video of walk through	In Storage	LW159A	.HARWARD,	
10020733	47	Videocassette & audio int w / v		LW169A	HARWARD,	
10020732	94	Videocassette & audio int w/1		LW159A	HARWARD,	
10020731	46	Videocassette & audio int w / (LW159A	HARWARD,	
10020730	45	Videocassette & audio int w / I		LW159A		0402679/B
Ю020729	73	Videocassette & audio int w / t		LW159A		0402679/B
10020728	72	Videocassette & audio int w / f		LW159A	HARWARD,	
10020625	71	MAP DRAWN BY	in Storage	LW159A		0402679/B
10020622	18	(1)VIDEO (1)PHOTO LINE-UP		LW159A		(0402679/B
10020419	70	TAPES OF CRAWFORD	In Storage	LW159A		.0402679/B
10029250	69	35MM FILM - of veh	In Storage	LW159A		0402679/8
100202402	P*44	35mm photos taken by SDSO	In Storage	LW159A		, 10402679/B
10020248	43	LATENT PRINT CARDS - veh	In Storage	LW159A		, '0402679/B
10020247	17	PHOTO DISC - veh :		- L13164 - 1		0402679/8
10020246	93	PROJECTILE from firew all	In Storage	LW159C		, 0402679/B
10020245	16	metal jacket from dashboard	In Storage	LW159C		, 0402679/B
10020244	92	GSR KIT Unit 370	In Storage	LW159C		, 0402679/B
10020243	68	GSR KIT - Unit 437	in Storage	LW159C		0402679/B
10020242	67	tape lifts from windshiel	in Storage	LW159C		, 0402679/B
10020241	66	swab w/red stain, & control		LFRZR - FR		, 0402679/B
10020240	65	grn bagw/baggles,plastic pou		LW159C		0402679/B
10020239	42	blk seatshirt	In Storage	LW159C		, !0402679/B
10020238	41	ACL	In Storage	LW159C), 0402679/B
10020409		35MM FLM - Off harward, unl	f In Storage	LW159A), 0402679/B
10020198		uniforopents	_Disposed_	Tiberes and), 0402679/B
19020197		uniform shirt (harward)	er Pisposodum	a), 0402679/B
10020196	AND PROPERTY OF THE PARTY OF TH	GSR KIT - Off Harward unifor	n In Storage	LW159A), 0402679/B
10020195		GSR KIT - Off Harw ard gun b		LW159A .), 0402679/B
10020194	• • •	GSR KIT- Off Harward	In Storage	LW159A		o, 0402679/B
10020193		FINGERNAIL SCRAPINGS - O	f: In Storage	LW159A		O, 0402679/B
10020192		builets	In Storage	LW159A	HARWARD	D, :0402679/B
10020191		bullels	in Storage	LW159A	HARWARI	o, 0402679/B
10020190		bullets	In Storage	LW159A	HARWAR	D, 10402679/B
10020189		bullets	In Storage	LW159A	HARWAR	D, 0402679/B
1.	Brook American		redienseds			D. 0402679/B

ARCINE NISOA W1596 132 936-3 11082 VIEWING W/AHOMY W/30-1 Rounds C DU30

04/30/2007

Item Results List - 96 Items

Bar Code	tem Tag	Description	Status		lds Participants Activity Num
0020187	.89		=Disposed		DW HARWARD, 0402679/B
10020186	13	35MM FILM - Off miller, uniform	In Storage	:LW159A	HARWARD, 0402679/B
10020485	e68 armente	meuniform pants	-Disposed	and.	HARWARD, 0402679/B
19020184	12	maunif.com.shlet	•Disposed		HARWARD, 0402679/B
10020183	36	GSR KIT - Off millers, gun belt,	In Storage	:LW159A	HARWARD, 0402679/B
10020182	35	GSR KIT - Off Miller uniform	in Storage	LW159A	HARWARD, 0402679/8
10020181	34 *	GSR KIT - Off Miller	In Storage	LW159A	HARWARD, 0402679/B
10020180	:33	FINGERNAIL SCRAPINGS - OF	In Storage	LW159A	HARWARD, :0402679/B
10020179***	60 me reserve	Dalais -	- Disposed		HARWARD, 0402679/B
10020178mm	1659 manuscriptura	paletamentenes	भा उड्डाउड्डा		HARWARD, 0402679/B
1002047Z	re B Zoneson married	ulleis	Disposeda		HARWARD, -0402679/B
10620476	22		-Disposed	a -	-HARWARD, 0402679/B
	86	platel vitomassan	EISPOSEO		DV:HARWARD, 0402679/B
10020174	11	35 MM FLM - crime scene	In Storage	LW159A	HARWARD, 0402679/B
10020173	31	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B
10020172	85	SHELL CASING -	In Storage	LW159A	HARWARD, :0402679/B
10020171	30	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B
10020170	29	SHELL CASING -	In Storage	:L.W159A	HARWARD, 0402679/B
10020169	58	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B
10020168	57	SHELL CASING -	h Storage	-LW159A	HARWARD, 0402679/B
10020167	:28	SHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B
10020166	27	SHELL CASING -	In Storage	LW159A	HARWARD, 10402679/B
10020165	84	ISHELL CASING -	In Storage	LW159A	HARWARD, 0402679/B
10020142	83	(2)AUDIO & (2)VIDEOS INT W	In Storage	·LW159A	HARWARD 0402679/B
10020141	26	(2)AUDIO &(2)VIDEOS (MAS		LW159A	HARWARD, 0402679/B
10020140	82	PHOTO LINE UP COMPLETED	-	LW159A	HARWARD, 0402679/B
10020139	81	PHOTO LINE UP & SKETCH B		LW159A	HARWARD, 0402679/B
10020076	56	CO PLAYER	In Storage	L182 - 18-2	HARWARD, :0402679/B
10020040	10	BLOOD VIALS (S)ORTIZ, RICI		LREF - REF	•
10020039	9	HAIR SAMPLES DRY, WETS	-	LFRZR - FF	
10020038	4	UNDEVELOPED FILM	In Storage	LW159A	HARWARD, 0402679/B
10020037	80	WALLET, POCKET KNIFE, PAG		LW159A	HARWARD, 0402679/B
10020036	8	WOMEN'S RIGHT SHOE	In Storage	•	HARWARD, 0402679/B
10020035	54	PANTS	in Storage	LW169A	HARWARD, 0402679/B
10020034	7	ISHIRT	In Storage		HARWARD, 0402679/B
10020034	25	'JACKET	In Storage		HARWARD, 0402679/B
10020033	24	(1)SAMPLE(1)CONTROL REL			```
	24 79	(1)PAIR OF SHOES,(1)PAIR			HARWARD, 0402679/B
10020031		(1)SAMPLE/(1)CONTROL RE			
10020030	23		in Storage In Storage		:HARWARD, :0402679/B
10020029	53	WOMEN'S LEFT SHOE	•		HARWARD, 0402679/B
10020028	52	UNKNOWN OBJECT ••	In Storage		The state of the s
10020027	78	;(1)DIGITAL CAMERA DISC	in protatie	L131F1 - 1	C , FMRVVARU, (U4UZO79/B

Page 2

04/30/2007

Item Results List - 96 Items

lem	Tag	Description	Status	Locker/Dest kis	Participents	Activity Num
16		(1) PLASTIC PIECE OF PEN	in Storage	L93G3 - 93	HARWARD,	0402679/B
51		(1)BEANE(1)SHIRT(1)BELT(1;	In Storage	L11082 - 1°	HARWARD,	0402679/B
50				LW159A		
.77		PHOTO DISC OF (S) VEHICLE	In Storage			
5		DIGITAL CAMERA DISC	In Storage	L131G3 - 1:	HARWARD,	0402879/B
4		DIGITAL CAMERA DISC	In Storage	L131F1 - 18	HARWARD,	0402679/B
.3		GSR KIT - Ortiz, Richard	In Storage	LW159A	HARWARD,	0402679/B
29		35 MM FILM	In Storage	LW159A	HARWARD,	0402679/B
2		: DIGITAL CAMERA DISC	In Storage	L131F1 - 18	HARWARD,	.0402679/B
-		:VIDEO CASSETTE	in Storage	LW159A	HARWARD,	0402679/B
1		SKETCH	In Storage	LW159A	'HARWARD,	0402679/B
76		PHOTO LINE UP OF ORTIZ	in Storage	LW/159A	HARWARD,	0402679/B
	6 51 50 77 5 4 3	51 50 77 5 4 3 3 29 2 48 1	6 (1)PLASTIC PIECE OF PEN 51 (1)BEANIE(1)SHIRT(1)BELT(1); 50 NOTEBOOK WIFIELD NOTES (77 PHOTO DISC OF (S)VEHICLE 55 DIGITAL CAMERA DISC 4 DIGITAL CAMERA DISC 3 GSR KIT - Ortz, Richard 929 35 MM FILM 2 DIGITAL CAMERA DISC 48 VIDEO CASSETTE 1 SKETCH	6 (1)PLASTIC PIECE OF PEN In Storage 51 (1)BEANIE(1)SHIRT(1)BELT(1) in Storage 50 NOTEBOOK WIFIELD NOTES (in Storage of PHOTO DISC OF (S)VEHICLE In Storage of In Storage	6	1 1 1 1 1 1 1 1 1 1

Page 3

Dend request

Howoogh Assist.

Attorney

Sodi Doucette

— No charge for

tapes = only for

copies of reports \$1.00

Sgt. Rounds & Attry
wood unewed the
evidence whitry Menzies
who who does this go
through? or shall I just
send to P/E. How much
is the cost for tapes? nman-us

NATIONAL CITY POLICE DEPARTMENT APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY	REPORT NUMBER 090 26 19
Name BRULE MENZIES	Phone 619.260-6111
Address 2)29 4th AVE, SUITE#1	
City Spa DIEGO	State CA Zip 92103
This will certify that asVictimDriverProperty C or representative of the above, who because of age or phy have a proper interest in this accident/incident.	owner Passenger Pedestrian Party of Interest,
3-3-1	Date
Type of Report Remested: Traffic Accident Domestic	Other Explain) Compact DISCS of DIGITAL PHOTOS
Vehicle Theftinclude License number	Other Explain) Compact DISCS OF DIGITAL PHOTOS
Date of Accident or Incident 09/11/09	(SEE ATTACHEDLIST)
Location of Accident or Incident 620 E, 24th	ST, NATIL CITY
Name(s) of persons involved N/A	
Name(s) of persons myorved 107/2. Note: Incomplete or illegible information may cause a de INSURANCE COMPANY ONLY—COMPLET	lay in processing your request. TE THIS SECTION, YOU MUST PROVIDE A POLICY
OR CLAIM NUMBER.	
Company Name	Policy Number
Address	
Representing	
A TECODNIEV OR ATTEROPIZED INDIVIDIAL RE	PRESENTING INVOLVED PARTY - COMPLETE
THIS SECTION. YOU MUST PROVIDE A SIGNED A	UTHORIZATION OF INDIVIDUAL REFRESERTED.
This is to certify that I represent	
Firm S. Adams .	
Name Bruce Menzies Address 2729 4m Ave Surk 1	SD 92105
Signature 2	Date 5750/07

ANY REQUEST FOR ANY
PORTION OF THIS FILE BY L.E.
REFER TO GRANDE- OTHER
REQUESTS RETO: D. A.
REFER TO A.

ANY THING ADDED to this file-2 copies - ONE for D.A. ONE FOR GRANDE

REQUEST FOR/BY INVOLVED
PARTIES - SEND REQUEST
THROUGH MY OFFICE
NO EXCEPTIONS RHOLANDA

Copy of St. allen 6/11/04 (for Kassin)

ful copy to St. allen 8/24/04 (oh per Set Grande) 8/20/04

(omplete copy to attorney woods (object Det Grande) 8/20/04

(on refuerted by Ronnie)

OKAN TO PROCESS THIS REQUEST - PERSOT POUNDS

NATIONAL CITY POLICE DEPARTMENT APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY	REPORT NUMBER 0402679
	Phone 619.260.6111
Name BRULE MENZIES	
Address 2029 4th AVE, SUITE#1	
City SAN DIEGO	•
This will certify that asVictimDriverProperty Own or representative of the above, who because of age or physical have a proper interest in this accident/incident.	
Signature 1 Type of Report Requested: Traffic Accident Domestic Vi Vehicle Theft include License number Other	olence Identity Theft er Explain) Compact Discs of DiGITAL PHOTO
Vehicle Theft melude License Humber	(SEE ATTACHEOLIST)
Date of Accident or Incident 0////07	*
Location of Accident or Incident 620 E, 24th ST	NATIC CHI
Name(s) of persons involved N/2 Note: Incomplete or illegible information may cause a delay INSURANCE COMPANY ONLY - COMPLETE TO OR CLAIM NUMBER.	THIS SECTION. YOU MUST PROVIDE A TOLKOT
Company Name	Policy Number
Requested by Representing ATTORNEY OR AUTHORIZED INDIVIDUAL REPRITUIS SECTION. YOU MUST PROVIDE A SIGNED AUTHORIZED AUTHORIZED INDIVIDUAL REPRITUIS SECTION.	OCCUPITING INVOLVED PARTY - COMPLETE
This is to certify that I represent	
Firm Name Bruce Menzies Address 2729 ym Ave Sure 1 5	D 92103 Date 5/30/07
DEPARTMENT USE ONLY	医复数性性性 医多种性 医多种性 化二甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基
IdentificationDL,CID,	Other Verified by
Date Mailed Date Picked up at Front Counte	
Other Notes:	
Rev. 3/03	

National City Police Department

Crime Lab Work Request

CRIME DATE: 3-11-04 TIME: 11:50
CASE # 640 2679
INCIDENT LOCATION: 620 E. 241 Street N.C. Cg. SUSPECT(S) NAME:
VICTIM(S) NAME: Dan Howard
OFFICER REQUESTING: Records
ITEMS SUBMITTED:
LAB WORK REQUESTED: PROCESS FOR LATENT PRINTS PHOTOS 911CALL/PRINT OUT COPY OF DIGITAL DISC
PROCESS FOR LATENT PRINTS THOTOS OF DIGITAL DISC BLOOD SWABS HAIR/FIBER COPY OF DIGITAL DISC OTHER:
LAB PERSONNEL
PES PROCESSING DATE:
PROCESS USED/RESULTS:
DISPOSITION OF EVIDENCE:

PROP. TAG #5:

IOOZOZOZY IOOZOZY IOOZOZY IOO19857 IOO19854 IOO19844

PROP. TAG #5:

IOOZO735 IOOZOZY IOOZOZY IOO19857 IOO19854 IOO19854 IOO19844

13C.1

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

SAFE	ENCE EKEEPING	FOUND DV HOLD		ER 8102 W&I (5150 W H WARRANT
PROPERTY REC	FIRST	MIDDLE	PHONE !	NUMBER
OWNER OF PRO	PERTY:			NUMBER
LAST NAME	FIRST CER Han	MIDDLE	PHONE ()
MAILING ADDRE		A THE STATE OF THE	CONTACT PHONE	NUMBER
STREET#	CONTRACTOR CONTRACTOR CONTRACTOR SECURIOR CONTRACTOR CO	APT#		
Security and the second security of the second security of the second se	THE VIOLENCE OF THE PROPERTY O		ZIP CODE:	
GITY:	s OF PROPERTY:	TATE:	ДГ ООО получения развительного приняти в получения получения получения получения получения получения получения получения	THE COLUMN TWO COLUMNS AND THE COLUMN TWO COLUMN
TAG# DES	CRIPTION (BRAND, I	MODEL, COLOR, ETC.)	SERIAL	#
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1		***************************************		
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/IZ0197				
I 20198 FOUND PROPI	COMPANY TO THE DOM V	LAW ENFORCEMENT AGENCY,	CALIFORNIA CÍVIL CODE S	SECTION 2080 REQUIRE
FOUND PROPE WHEN FOUND PR FOLLOWING STAT ITEMS WERE FOU	OPERTY IS HELD BY A TEMENT TO BE SIGNED WID. THAT ALL ITEMS H WIDER:	O BY THE FINDER: I DECLARE L HAVE BEEN SURRENDERED, AN	ID I DO NOT KNOW WHO TH	IE TRUE OWNER IS.
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023005

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

1200 10 0.10	,	į	DATE 10 18 04	
CPD CASE #	<u> 279 </u>	1	DAIC	
FFICER'S NAME / ID #	3KN DE			
?	FOUND	The state of the s	HELD PER 8102 W&I (5150	W&I)
EVIDENCE	DV HOLD	:	SEARCH WARRANT	
SAFEKEEPING	COMPANIES OF THE PROPERTY OF T	Reportant No.	AUTOMOTIVA AND AND AND AND AND AND AND AND AND AN	
ROPERTY RECEIVED FRO		N. DELTA CONTRACTOR OF THE PARTY OF THE PART	PHONE NUMBER	
AST NAME FIR			COLOR TORSION THE DISC CO. RECORDED AND THE WINDOWS CO. CO. CO. CO. CO. CO. CO. CO. CO. CO.	
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AST NAME FIR	ST MIDDLE		10 committee of the com	and the second second second second
Officer	CONTROL OF THE PROPERTY OF THE	COI	NTACT PHONE NUMBER	marching a minimum
AAILING ADDRESS:		APT#	()	MARINE PARTY NAMED IN
TREET#		La 11.	AND THE PROPERTY OF THE PROPER	
	STATE:	ZIP	CODE:	A MARKET PROPERTY.
CITY: DESCRIPTION OF PROJ			The second secon	THE PERSON NAMED IN COLUMN
DESCRIPTION OF TROP	(BRAND, MODEL, COLOR, ET	(C.)	SERIAL #	······································
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Franklike !			:	
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170196			7. 134	
SIGNATURE OF FINDER: ACKNOWLEDGMENT THIS FORM CONSTITUTES	MUST BE SIGNED BY PERS	SON IN POSSES	SION OF PROPERTY) W. YOUR SIGNATURE IS NOT AN ADM HIS NOTICE, PLEASE REVIEW THE BA	MISSION
SIGNATURE:			EACT()	mineral statements
RELEASE FORM: (OFFICER: DO NOT SIGN UNLESS	8 AUTHORIZING RE	Line Marinet	
I CERTIFY UNDER PENALT PROPERTY. I HAVE TAKE	Y OF PERJURY THAT I AM THE L N POSSESSION OF THE DESCRIB D # AUTHORIZING RELEASE	AWFUL OWNER / G	DATE / 103004)
PROPERTY RELEASED TO);	<u> </u>		·
IDENTIFICATION TYPE / N				***************************************
	UMBER			
BALLOTONI	UMBER	AN APPO	DINTMENT 336-	444

Item Listing Activity Number: 0402679 National City Police 1200 National City Blvd National City, CA 91950

Bar Code	Description	Activity Num	Violation	Selzed Date	Received	Status Date	Status	Locker or Last Dest	Recd Qty	Out Qty	Disp Qty	Qty In	ÜÖM	
1		- * ***		'a a la a mara i	Date 03/17/2004	10/18/2004	IÑ.	LW159A	1	ŏ	Ó	1	ĒΑ	
10020194	Off Harward	0402679/B	215(A)	03/11/2004		10/18/2004	IN	LW159A	i	Ō	0	1	ËA	
10020195	Off Harward gun	0402679/B	215(A)	03/11/2004	03/17/2004	10/10/2004	11.4	LVV (55) (`	-				
	belt & boots			404410004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	EA	
10020196	Off Harward	0402679/B	215(A)	03/11/2004	03/1/12004	10/10/2004		21110071	•					
1	uniform			004440004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	1	ËΑ	
10020197	uniforn shirt	0402679/B	215(A)	03/11/2004	03/1//2004	10/10/2004	117	2777007						
	(harward)		0.45(4)	0014420004	03/17/2004	10/18/2004	IN	LW159A	1	0	0	<u>1</u>	EA EA	
10020198	uniforn pants	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	SPLIT	LW159A	4	-4	0	8	EA	
10020199	of	0402679/B	215(A)	03/11/2004	03/11/2004	10/10/2004	01 411	21110011	•					
	harward,uniforn,u								•					
	nit		. 045/47		04/07/2004	10/18/2004	ΪŇ	LW159C	1	~ 0	Ö	1	EΑ	
10020238	vcr	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	iÑ	LW159C	i .	Ö 0	0	1 3	EA	
10020239	blk seatshirt	0402679/B	215(A)	03/12/2004	and the second of the feet and	10/18/2004	iN	LW159C	3	0	Ò	3	EA	
10020240	gm	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	HA	1.441090	v	•				
	bagw/baggies,pla													
	stic													
	pouch, screwdriv				ment of the state		iN	LW159C	2	·	0	2	EA	
10020241	swab w/ red stain,	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IIN	FAA 199C	2	v	-			
	& control swab					10455507	ĪN	LW159C	2	Ö	·~ · · ō	2	EA	
10020242	tape lifts from	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	11/4	LAA 1980	2	·	•			
	windshiel							LW159C	4	0	0	1	ĒA	
10020243	Unit	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN				ŏ	*** ** **	EA	
10020244	Unit	0402679/B	~ 215(A)	03/12/2004	04/07/2004	10/18/2004	<u>IN</u>	LW159C	- 1	0 0	ő	. 1	EA EA	
10020245	metal jacket from	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	iN	LW159C	7	U	·			
10020240	dashboard		• •					11774666	ة	0	0	1	EΑ	
10020246	from firewall	0402679/B	215(A)	04/02/2004	04/07/2004	10/18/2004	IN	LW159C	3	Ö.		· · ;	ĒĀ	
10020247	veh	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	L131G4	1	7	Ö			
10020247	veh	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	L2E1	6	0	<u>v</u>	63		
	35mm photos	0402679/B	215(A)	04/02/2004	04/07/2004	10/18/2004	IN	LW159C	63	0	U	03	1A	
10020249	taken by SDSO	040201012	#100.0										E A	
17655556	of veh	0402679/B	215(A)	03/12/2004	04/07/2004	10/18/2004	IN	LW159C	3	0	0		EA EA	
10020250		0402679/B	215(A)	03/22/2004	03/25/2004	10/18/2004	· IN	LW159A	1	0	0	, 1	EA	
10020419	TAPES OF	U40201915	ZIVIN	OUNLINE	00/11-1-1									
	CRAWFORD													
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		0.40007010	546(4)	04/01/2004	04/01/2004	10/18/2004	IÑ	L1C1	2	. 0	C	1 7	2 EA	
10020622	(1)VIDEO	0402679/B	215(A)	0410112004	J-1/0 1/2,00-4	10110,00								
<u> </u>	(1)PHOTO LINE-	•												
4	UP				**									

10/20/2004 03:59 pm Printed By: aflores Page 4 Report #STDEC003

Vanessa Castro

From:

Daniel Harward

Sent:

Monday, March 28, 2005 5:43 PM Vanessa Castro

To: Subject: RE: 0402679

Trash them.

----Original Message-

From:

Vanessa Castro

Sent:

Monday, March 14, 2005 09:55 Daniel Harward

To:

Subject:

0402679

HELLO OFFICER HARWARD

JUST TO LET YOU KNOW THAT YOUR TIME HAS EXPIRED, WE NEED TO KNOW IF YOU'RE GOING TO PICK UP YOU'RE UNIFORM SHIRT AND AND PANTS OTHERWISE YOU'RE ITEMS WILL BE DISPOSED.

THANKS $^{10}V^{10}$

NATIONAL CITY POLICE DEPARTMENT CRIME LAB WORK REQUEST

DATE: 03-21-05 PERSON REQUESTING: XMAY GATES
CASE # 0402679 TAG # TON 9854 TOO 19844
ITEMS SUBMITTED: MOTOS
WORK REQUESTED: Only photo # 1-9, 11, 25, 30, 31, 33,
34, 35 + 36. Thanks &
PES CADET 1. CABRALES PROCESSING DATE: 03/24/05
PROCESS USED/RESULTS: COPY OF ABOVE PHOTOS MADE P
DISPOSITION OF EVIDENCE: Cary of Icolary Particl only

Law Offices

GATES, O'DOHERTY, GONTER & GUY, LLP

Peter J. Gates
F. X. Sean O'Doherty
K. Robert Gonter, Jr.+
Douglas D. Guy
Thomas A. Scutti
Matthew M. Proudfoot
Richard A. Muench
Marian Walker-Guy

11545 West Bernardo Court, Suite 305
San Diego, CA 92127
Phone (858) 676-8600
Fax (858) 676-8601

Los Angeles Office 700 S. Flower Street, Suite 1100 Los Angeles, CA 90017 Phone (213) 892-6332 • Fax (213) 892-2247

<u>Irvine Office</u> 15635 Alton Parkway, Suite 260 Irvine, CA 92618 Phone (949) 753-0255 Fax (949) 753-0265

February 10, 2005

Inland Empire Office 10601 Civic Center Drive, Sulte 120 Rancho Cucamonga, CA 91730 Phone (909) 477-3282 Fax (909) 477-3272

OF COUNSEL: Jonathan Corn

www.gogglaw.com

† Also licensed in Washington * Also licensed in Nevada

Kevin M. Raya

Gina Y. Kandarian-Stein

David E. Wilkinson

Victor A. Raphael Alan P. Trafton* Vincent J. Axelson

Zuriel A. Cervantes

Jeffrey L. Le Perc

Jennifer C. Lyons

Goldy M. Berger Michael H. Shen

Victor L. Block

National City Police Department 1200 National City Blvd. National City, CA 91950

Re: v. MERCURY INSURANCE COMPANY
Traffic Collision Report Number
Our File No.

Dear Sir or Madam:

This firm represents Mercury Insurance Company in a claim for uninsured motorist benefits being made by its insured, was injured in an accident on March 11, 2004, on 28th Street next to Sweetwater High School in National City, when his vehicle was struck by a stolen vehicle operated by Richard Ortiz who was fleeing from National City Police officers.

Following the accident and subsequent investigation, Officer Geidel (ID #401) prepared Traffic Collision Report Number 0402679, in which he refers to several "Supplemental Reports" as follows:

1 HOROS

". . . Crime Scene Specialist Chavez photographed the scene, both overall and in detail. (Refer to her Supplemental Report, [Report, page 6 of 12, paragraph 3]

FEB 1 4 2005

В Ү....

HOTOS

on scene and collected various items for evidence, including (P-3)'s shoes, shoes and clothing, and a possible bullet fragment in the roadway. She photographed these items prior to collecting them. (Refer to her Supplemental Report.)"

[Report, page 6 of 12, paragraph 4]

ASP

"... (P-3)'s injuries were photographed on 03/16/04 by Crime Scene Specialist Chavez. (Refer to her Supplemental Report.)
[Report, page 7 of 12, paragraph 5]

"... (Refer to the Supplemental Report for the statements of (P-1) and his passengers and other witnesses)"
[Report, page 10 of 12, paragraph 5]

Please provide me with copies of all Supplemental Reports prepared in connection with this accident at your earliest opportunity.

Thank you for your immediate attention to this matter. If you have any questions or need additional information, please do not hesitate to contact my office.

Very truly yours,

GATES, O'DOHERTY, GONTER & GUY, LLP

DOUGLAS D. GUY

DDG:bj

STATE OF CALIFORNIA TRAFFIC COLLISION REPORT CHP 555 Page 1 (Rev. 8-97) OPI 042 Page of 12 LOCAL REPORT NUMBER JUDICIAL DISTRICT CITY SPECIAL CONDITIONS HIT A RUN FELONY SßSC X NATIONAL CITY 0402679 REPORTING DISTRICT BEAT HIT & RUN MISDEMEANOR COUNTY NUMBER KILLED 24 SAN DIEGO OFFICER I.D. NCIO# TIME (2400) YEAR COLLISION OCCURRED ON 401 1151 (FI 04 AVENUE 03 11 OCATION NONE PHOTOGRAPHS BY: TOW AWAY DAY OF WEEK MILEPORT INFORMATION s m t w 🗇 f s YES A. CHINVEZ # 7934 PEET/MILES STATE HWY REL I. ESTERLY #7644 AT INTERSECTION WITH YES X NO E. 28TH STREET ÓR: FEET/MILES LICENSE NUMBER MAKE/MODEL/COLOR VEH YEAR SAFETY EQUIP. DRIVER'S LICENSE NUMBER STATE PART CA 86 C.A 1 NAME (FIRST, MIDDLE, LAST) DRIVER WNER'S NAME SAME AS DRIVER RICHARD M ORTIZ STREET ADDRESS WNER'S ADDRESS SAME AS DRIVER CITY/STATE/ZIP OFFICER ORIVER OTHER DISPOSITION OF VEHICLE ON ORDERS OF: NATIONAL CITY 91950 EVIDENCE PER 22655,5 VC RACE IMBUNDED F0,0 BICY. CLIST Mo. Day REFER TO NARRATIVE RIOR MECHANICAL DEFECTS: NONE APPARENT 200 ·BLK 10 VEHICLE IDENTIFICATION NUMBER: BUSINESS PHONE HOME PHONE ATHER SHADE IN DAMAGED AREA DESCRIBE VEHICLE DAMAGE CHP USE ONLY UNK. NONE MINOR POLICY NUMBER INSURANCE CARRIER MOD. MAJOR ROLL-OVER SPEED LIMIT OIR OF TRAVEL ON STREET OR HIGHWAY CA 25 AVENUE CAL-T TCP/PSC_ I ICENSE NUMBER MAKEIMODELICOLOR VEH. YEAR STATE CLASS BAFETY EQUIP CA PART 81 GOLD CA 2 ORIVER WNER'S NAME SAME AS DRIVER M STREET ADDRESS PEDES OWNER'S ADDRESS SAME AS DRIVER CITY/STATE/ZIP VEHICL DISPOSITION OF VEHICLE ON ORDERS OF: OFFICER DRIVER OTHER CA DIEGO BY SCENE BIRTHDATE RACE DRIVEN FROM WEIGHT BICY-REFER TO NARRATIVE PRIOR MECHANICAL DEFECTS: NONE APPARENT 511 195 BLK VEHICLE IDENTIFICATION NUMBER: BUBINESS PHONE HOME PHONE OTHER SHADE IN DAMAGED AREA DESCRIBE VEHICLE DAMAGE CHP USE ONLY VEHICLE TYPE UNK. NONE MINOR POLICY NUMBER NSURANCE CARRIER MAJOR ROLL-OVER MOD. MERCHAY INS. > SPEED LIMIT DIR OF TRAVEL ON STREET OR HIGHWAY 2 STREET TOPIPSO E. 28TH STATE LICENSE NUMBER MAKEMODEL/COLOR CLASS SAFETY ORIVER'S LICENSE NUMBER STATE PARTY 3 NAME (FIRST, MIDDLE, LAST) DRIVER OWNER'S NAME SAME AS DRIVER STREET ADDRESS PEDES-TRIAN OWNER'S ADDRESS SAME AS DRIVER CITY/STATE/ZIF PANKE DRIVER OTHER VEHICL DISPOSITION OF VEHICLE ON ORDERS OF: OFFICER WEIGHT 91950 NATIONAL BIRTHDATE RACE EIGY-CLIST RIOR MECHANICAL DEFECTS: NONE APPARENT REFER TO NARRATIVE 130 BLK VEHICLE IDENTIFICATION NUMBER: BUSINESS PHONE HOME PHONE OTHER DESCRIBE VEHICLE DAMAGE CHP USE ONLY VEHICLE TYPE UNK NONE MINOR POLICY NUMBER INSURANCE CARRIER MAJOR ROLL-QVER MOD. DIR OF TRAVEL ON STREET OR HIGHWAY SPEED LIMIT E. 28TH STREET CAL-T 1 REVIEWER'S NAME DISPATCH NOTIFIED PREPARER'S NAME (JEIDEL YES NO NA

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STATE OF CALIFORNIA INJURED / WITNESS / PASSENGERS CHP 565 Page 3 (Rev. 8-97) OPI 042 NUMBER 0402679 OFFICER I.O. NCIC# DATE OF COLLISION (MO. DAY YEAR) 401 1151 INJURED WAS ("X" ONE) SAPETY EQUIP. SEAT POS. EXTENT OF INJURY ("X" ONE) PARTY EJECTED NUMBER WITNESS PASSENGER PED. BICYCLIST OTHER COMPLAINT OF PAIN AGE SEX OTHER VISIBLE YRULAN Pass. SEVERE FATAL INJURY 0 X X 22 TELEPHONE NAME / D. O. B. / ADDRESS RICHARD ORTIZ (MJURED ONLY) TRANSPORTED BY: TAKEN TO: PARADISE VALLEY HOSPITAL HARRIS) NCPD (OFFICER DESCRIBE INJURIES UPPER LEFT SINE OF HEAD. ABRASION SMALL VICTIM OF VIOLENT CRIME NOTIFIED X 1# TELEPHONE NAME / D. O. B. / ADDRESS (INJURED ONLY) TRANSPORTED BY PARADISE VALLEY HOSPITAL AMR AMBULANCE #60 LOT LITTLE FINGER, COMPLAINTS OF PAINT DESCRIBE INJURIES AND LEGS BOTH ABRASIONS TO CUTS AND BACH. LEGS VICTIM OF VIOLENT CRIME NOTIFIED 7# TELEPHONE NAME / D. Q. B. / ADDRESS TAKEN TO: (INJURED ONLY) TRANSPORTED BY: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED 7# TELEPHONE NAME / D. O. B. / ADDRESS TAKEN TO: (INJURED ONLY) TRANSPORTED BY: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED 7# TELEPHONE NAME / D. O. B. / ADDRESS TAKEN TO: (INJURED ONLY) TRANSPORTED BY: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED TELEPHONE NAME / D. O. B. / ADDRESS TAKEN TO: (INJURED ONLY) TRANSPORTED BY: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED MO. DAY YEAR REVIEWER'S NAME MO. DAY YEAR LD. NUMBER PREPARER'S NAME GEIDEL 401 031604

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all measurements are approximate and not to scale unless stated (scale =

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PREPARED BY LD. NUMBER MO. DAY YEAR REVIEWER'S NAME MO. DAY YEAR

SWEETWATER HIGH SCHOOL PARKLING LOT

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STATE OF CALIFORNIA
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CHP 555 Page 3 (Rev. 8-97) OPI 042 Page of TIME (2400) OFFICER I.D. NUMBER DATE OF COLLISION (MO. DAY YEAR) MCIO # EXTENT OF INJURY ("X" ONE) INJURED WAS ("X" ONE) PARTY NUMBER WITNESS PASSENGER ONLY BEAT POS. BAPETY SEX EJECTED OTHER VISIBLE INJURY PATAL, BEVERE INJURY Complaint Of Pain PA88. PED. BICYCLIST OTHER DRIVER INJURY | # TELEPHONE NAME / D. O. B. / ADDRESS 15 TAKEN TO: (INJURED ONLY) TRANSPORTED BY: 300 OESCRIBE INJURIES VIOTIM OF VIOLENT CRIME NOTIFIED TELEPHONE NAME / D. O. B. / ADDRESS (INJURED ONLY) TRANSPORTED BY: TAKEN TO: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED TELEPHONE NAME / D. O. B. / ADDRESS TAKEN TO: (INJURED ONLY) TRANSPORTED BY: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED TELEPHONE NAME / D. O. B. / ADDRESS TAKEN TO: (INJURED ONLY) TRANSPORTED BY: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED TELEPHONE NAME / D. O. B. / ADDRESS (INJURED ONLY) TRANSPORTED BY: TAKEN TO: DESCRIBE INJURIES VICTIM OF VIOLENT CRIME NOTIFIED TELEPHONE NAME / D. O. B. / ADDRESS (INJURED ONLY) TRANSPORTED BY: TAKEN TO:

VICTIM OF VIOLENT CRIME NOTIFIED

REVIEWER'S NAME

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DESCRIBE INJURIES

PREPARER'S NAME

NARRATIVE/SUPPLEMENTAL

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 03/11/04,
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FACTS:

NOTIFICATION:

On 03/11/04, at about 1300 hours, Sergeant Bishop ordered me via radio to respond to the intersection of E.28th Street and "F" Avenue to investigate a minor injury, hit and run traffic collision that involved two cars and one pedestrian. One of the vehicles involved in the collision was a carjacked car fleeing from National City Police officers. The driver of the carjacked car, who had fled the scene, was arrested a short distance away about 45 minutes later. The collision occurred at about 1151 hours. All times, speeds, and measurements are approximate. Measurements were obtained using nylon and steel tape, and a roll-a-tape.

SCENE/INVESTIGATION:

The scene is a residential area. E.28th Street is a two lane roadway with one lane of travel eastbound and one westbound. It has no lane markers. Sweetwater High School is immediately to the south of E.28th Street. "F" Avenue is a two lane roadway with one lane of travel northbound and one southbound. It has no lane markers. The south end of "F" Avenue joins the west end of E.28th Street to form an "L" shaped intersection. The speed limit on both streets is 25 MPH. Sports fields for Sweetwater High School lie to the west of "F" Avenue. Single family houses are on the east side of "F" Avenue and the north side of E.28th Street. Both streets have raised concrete curbs and sidewalks on both sides.

There were no unusual traffic or roadway conditions present. The weather was mostly sunny and clear. Numerous parked vehicles on both sides of E.28th Street and "F" Avenue narrowed the roadway available for travelling.

When I arrived, (V-1) and (V-2) were at their points of uncontrolled rest in the intersection. (V-1) was facing southeast, with it's front end on the south sidewalk of E.28th Street (V-2) was facing northwest, with it's rear end on the south sidewalk of E,28th Street. The two vehicles were locked together. The left front end of (V-1) was locked into the left rear fender of (V-2). None of the parties were at the scene. (P-1) was in custody. (P-3) had been transported by AMR ambulance #60 to Paradise Valley Hospital for evaluation of injuries sustained as a result of the collision. (P-2) was not injured, but had accompanied detectives to one of (P-1)'s two passengers, NCPD to give a statement. had been transported by AMR ambulance #418 to UCSD Medical Center for treatment. He was not injured as a result of the collision, but had been shot earlier by officers. Maria Urzua, the second of (P-1)'s passengers, was not injured, but in the ambulance. NCFD Engine #34 had also been on had accompanied scene and departed prior to my arrival, having assisted paramedics with injury evaluation.

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There was debris from both vehicles in the roadway and on the south sidewalk of E.28th Street. (P-3)'s shoes were also on the north sidewalk of E.28th Street. The shoes and outer clothing of one of (P-1)'s passengers, were on the north sidewalk of E.28th Street, having been removed from him by paramedics.

Pre-collision centrifugal speed tire scuff marks from (V-1) were present on "F" Avenue and in the intersection. Abrupt deviation of the scuff marks marked the area of impact. Post-collision tire scuff marks from (V-1) were also present. A large amount of "BB" sized pieces of rubber from (V-1)'s right rear tire were present in the roadway near (V-1)'s right rear tire and also on the right rear fender of (V-1).

Detective Sergeant Triviz, Detective Meeks, Officer Dougherty, Officer Lechnir, Officer Ybarra and Crime Scene Specialist Chavez were on scene when I arrived. Detective Meeks briefed me. Crime Scene Specialist Chavez photographed the scene, both overall and in detail. (Refer to her Supplemental Report.)

Police Services Officer Sarmiento arrived on scene and assisted me with taking measurements, as did Officer Lechnir. Crime Scene Specialist Easterly arrived on scene and collected various items for evidence, including (P-3)'s shoes, shoes and clothing, and a possible bullet fragment in the roadway. She photographed these items prior to collecting them. (Refer to her Supplemental Report.)

Using a station line and steel and nylon tape measures, I measured the intersection, the uncontrolled points of rest of (V-1) and (V-2), the Areas of Impact, (V-1) into (V-2), and (V-2) into (P-3), and the pre and post collision tire scuff marks from (V-1). I measured the locations of (P-3)'s shoes, shoes shoes and clothing, and a possible bullet fragment in the roadway. Although it was not involved in the collision, at the request of detectives I also measured the location of NCPD police car #437 at it's point of controlled rest. All of the above measurements were obtained using a nylon and steel tape measures and the station line method.

PARTIES:

The driver of (V-1) was Richard Ortiz. (P-1) had fled the scene and was arrested a short distance away about 45 minutes later. He was identified to me by Detective Grande. A record check showed (P-1) is unlicensed, with a California Identification Card, # (P-1) sustained a minor abrasion to the left upper side of his head and complained of nausea as a result of the collision. He was later transported in a National City police car by Officer Harris to Paradise Valley Hospital for evaluation.

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	It is reged stolen in a end. (V-1) wa	4 door, blue gistered to a carjacking earlier in as equipped with a d		V-1) had ed major damage
-		vas completed, Moyn evidence impound).	nahan Towing towe	ed (V-1) from the
detectives a		A record check show. He was not injure.		
wheels, cust It is register	l license plat tomized hydroud ed to (P-2). I vestigation v	te (V-2) raulic system, and a latest transfer to the completed (P-2) transfer to the completed (P-2) transfer to the completed (P-2) transfer to the completed (P-2) transfer to the completed (P-2) transfer to the completed (P-2) transfer to the completed (P-2) transfer to the complete transfer transfer to the complete transfer transfe	had been illegally large number of bate damage to it's left	modified with 13 tteries in the trun t rear fender.
north sidewa into (V-2) d her left knee pain to both	enger in (V-2 alk of E.28 th rove (V-2) in b, left elbow, legs and her	the identified herself 2) but had exited (V- Street when the coll- nto (P-3). (P-3) sustate both legs and left lite back. She was trans I for evaluation. (P-3	 and was standing ision occurred. The ined cuts, abrasion ttle finger. She also sported by AMR an 	g near it on the impact of (V-1) s and bruises to complained of abulance #60 to

PHYSICAL EVIDENCE:

The vehicles at their points of uncontrolled rest. Debris in the roadway and on the north sidewalk of E.28th Street. Pre and post-collision tire scuff marks from (V-1). (P-3)'s shoes.

03/16/04 by Crime Scene Specialist Chavez. (Refer to her Supplemental Report.)

I used a station line to measure the scene. The 0.00 point for the station line was positioned on "F" Avenue, 103'0" southeast of utility pole #C2704, and 55'0" east northeast of utility pole #P831425. Both utility poles are located just west of the west sidewalk of "F" Avenue. The Station Line ran north/south, parallel to the curb lines of "F" Avenue.

EVIDENCE LEGEND:

Description	X coordinate (on	Y coordinate (east or
Description	,	1
	the Station Line)	west of Station Line)

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DATE OF 1 03/11/04	INCIDENT TIME 1151	NCIC NUMBER	OFFICER I.D. 401	NUMBER 0402679
V3/11/0-	East curb line "F" Ave	0.00	+ 12.0' east	0-102075
	East curb line "F" Ave	0.00 + 20.0' south		·
-	East curb line "F" Ave	0.00 + 20.0 south		
-	West curb line "F" Ave	0.00	- 36.0' west	
-	West curb line "F" Ave	0.00 + 20.0' south	- 36.0' west	
}-	West curb line "F" Ave	0.00 + 33.5' south	- 36.0' west	·
F	West curb line "F" Ave	0.00 + 54.0' south		
ļ-	West curb line "F" Ave	0.00 + 80.0' south		
ŀ	North curb line E.28 th St	0.00 + 56.0' south		
	(extended)	0.00 1 50.0 Bound		٠.
}	South curb line E.28th St	0.00 + 87.7' south		
	East edge of west	0.00 + 87.7 south	- 12.0' west	
	driveway to SUHI	1 0.00 / 0717 Boddin		
t	West edge of west	0.00 + 87.7' south	- 36.0' west	
	driveway to SUHI	Oldo i Oyly Bolkin	3010 11001	
_	East edge of east	0.00 + 87.7' south	+23.5' east	
	driveway to SUHI	0,00 . 0,7, 00000		
-	West edge of east	0.00 + 87.7' south	- 7.1' west	,
-	driveway to SUHI	2,11		
	AOI #1 (V-1) into (V-2)	0.00 + 71.0' south	+ 6.0' east	
F	AOI #2 (V-2) into (P-3)	0.00 + 87.0' south		
F	(V-1) left rear tire	0.00 + 81.5' south	+ 13.5' east	
<u> </u>	(V-1) left front tire	0.00 ± 88.2 ' south	+ 19.1' east	
<u> </u>	(V-1) right rear tire	0.00 + 85.0° south	+ 9.5' east	
	(V-1) right front tire	0.00 + 91.5' south	+ 15.9' east	•
	(V-2) left rear tire	0.00 + 88.2' south	+ 19.6' east	
	(V-2) left front tire	0.00 + 79.0° south	+ 15.8' east	
[-	(V-2) right rear tire	0.00 + 85.0' south	+25.2' east	
	(V-2) right front tire	0.00 + 77.0° south	+ 21'4' east	
	NCPD police car #437	0.00 + 55.0° south	- 11.0' west	
	left rear tire			
[]	NCPD police car #437	0.00 + 64.0' south	- 8.5' west	
};	left front tire			
	(P-3)'s left shoe	0.00 + 87.3° south	+ 5.2' east	
	(P-3)'s right shoe	0.00 + 99.4' south	+ 23.5' east	
	left sneaker	0.00 + 96.5' south	+ 1.0' east	
	right sneaker	0.00 + 97.5' south	+ 1.0' east	
	clothing pile	0.00 + 95.0° south	- 5.0' west	
	Possible bullet fragment	0.00 + 78.3' south	+ 7.0' east	
T	(V-1)'s pre-collision left	0.00 + 13.0° south	- 6.2' west	
	front tire scuff – start			
	(V-1)'s pre-collision left	0.00 + 25.0' south	- 4.7' west	
	front tire souff – mid pt			

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	re-collision left scuff – mid pt	0.00 + 40.0' south	- 1.8' west	
(V-1)'s p	re-collision left scuff – mid pt	0.00 + 60.0' south	+ 5.0' east	
1 \ / -	re-collision left scuff – end pt	0.00 + 69.3° south	+ 8.5' east	
	re-collision rgt scuff – start	0.00 + 19.4' south	- 10.7' west	
, , ,	re-collision rgt scuff – mid pt	0.00 + 40.0' south	- 6.0' west	
	re-collision rgt scuff – mid pt	0.00 + 60.0' south	0.0' east/west	
(V-1)'s p	re-collision rgt scuff – end pt	0.00 + 69.7' south	+ 3.8' east	

OTHER MEASUREMENTS:

Width of E.28th Street: 32.0' (tape measure)

- (V-1) pre-collision right front tire scuff: 52.8' (roll-a-tape)
- (V-1) pre-collision left front tire scuff: 58.4' (roll-a-tape)
- (V-1) post-collision right front tire scuff; 25.0' (tape measure)
- (V-1) post-collision left front tire scuff; 21.2' (tape measure)
- (V-1) pre-collision right front tire scuff chord: 52.5' (tape measure)
- (V-1) pre-collision right front tire scuff mid ordinate: 1.33' (tape measure)

FACTUAL DIAGRAM LEGEND:

- (A) (P-3)'s left shoe/AOI #2
- (B) (P-3)'s right shoe
- (C) Start of (V-1)'s left front tire centrifugal speed scuff
- (D) Start of (V-1)'s right front tire centrifugal speed scuff
- (E) AOI #1

STATEMENTS:

Statement of (P-2):

(P-2) drove southbound on "F" Avenue, then turned eastbound and stopped in the intersection of "F" Avenue and E.28th Street to drop off (P-3) at school. (P-3) got out of (V-2) and closed the door. The passenger side seat belt did not retract into its holder, so (P-2) took a minute to fix it. Just after he fixed it and sat upright in the driver's seat he was struck by (V-1). He may have been stopped or if moving, he was only moving at 1-2 MPH. He did not see or hear (V-1) until the collision occurred.

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After the collision he was unable to exit his car on the driver's side because (V-1) was stopped to close to the door. He exited through the passenger side door. After he got out of his car he saw that (P-3) was laying on the south sidewalk of E.28th Street. Her clothing was torn and she was trembling. He realized that she must have also been involved in the collision somehow, although he did not see her get struck.

Statement of (P-3):

(P-3) was a passenger in (V-2). (V-2) stopped in the intersection of "F" Avenue and E.28th Street to drop her off for school. She got out of the car and walked to the south sidewalk of E.28th Street. As she got out she saw a blue car (V-1) far down "F" Avenue, near Olivewood School. She didn't pay any attention to it because it was far away.

The passenger side seat belt got stuck in the door of (V-2) and (P-2) was trying to get it out. (P-3) waited for him to fix it, then said goodbye. She was standing facing eastbound. She heard the squeal of tires and turned to see (V-1) collide with (V-2). (V-2) was knocked into her. The right rear side of (V-2) hit (P-3)'s left side, either at her hip or upper thigh. She was knocked to the sidewalk.

(P-3) never saw (P-1) and cannot identify him. She is not even able to say if (P-1) was a male or female.

(Refer to the Supplemental Reports for the statements of (P-1) and his passengers and other witnesses.)

OPINIONS AND CONCLUSION:

SUMMARY:

My conclusion is based upon the physical evidence and the statements of (P-2) and (P-3).

(P-1) was driving (V-1), which he had carjacked. (P-2) was driving (V-2), with (P-3) as a passenger. (V-2) stopped in the intersection of E.28th Street and "F" Avenue to drop off (P-3). (V-2) was facing eastbound, in the intersection. (P-3) stepped out of (V-2) and moved a few feet to the south, thus becoming a pedestrian and a separate party.

(V-1) was travelling southbound on "F" Avenue at a high speed, fleeing from the police, who were pursing (V-1) with lights and sirens activated. (V-1) attempted to turn from southbound "F" Avenue to eastbound E.28th Street, but its speed was too great and (V-1) continued southbound into the intersection.

The front end of (V-1) collided with the left rear fender of (V-2) at about a 90 degree angle. The impact pushed (V-2) to the south and spun the rear end of (V-2)

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counterclockwise. The right rear fender of (V-2) collided with (P-3), who was standing or walking on the south curb line of E.28th Street. The impact knocked (P-3) out of her shoes and to the ground.

The collision between (V-1) and (V-2) caused (V-1)'s driver's side airbag to deploy. (P-1) was apparently not wearing a seat belt, because despite the airbag deployment (P-1) broke (V-1)'s windshield above and to the left of the airbag with his head.

The collision between the vehicles caused them to be locked together in a wide "V" shape, with the front end of (V-1) locked into the right rear fender of (V-2). After the vehicles had come to their uncontrolled points of rest, (V-1)'s drive wheel (the right rear wheel) continued to turn for a period of time at high speed, causing large amounts of the right rear tire to shred into small pieces. I was unable to determine whether this occurred as a result of the collision or was a deliberate action (an attempt to continue fleeing in V-1) by (P-1).

After the collision, (V-1)'s two passengers remained in the car. (P-1) fled the scene on foot, in violation of 20001(a) VC. He was arrested by the police a short distance away about 45 minutes later.

AREAS OF IMPACT:

I determined the Areas of Impact based upon (V-1)'s pre and post-collision tire scuff marks, the vehicles at their points of uncontrolled rest, (P-3)'s shoes, and the statements of (P-2) and (P-3).

The AOI's were measured using the Station Line method. AOI #1, (V-1) into (V-2), measured 0.00 + 71.0' south, +6.0' east. AOI #2, (V-2) into (P-3), measured 0.00 + 87.0' south, +5.0' east.

CAUSE:

The primary collision factor was (P-1)'s violation of section 22350 VC (unsafe speed). I was unable to determine (V-1)'s exact speed at the time of collision. The presence of 52'8" of pre-collision centrifugal speed scuff marks indicate a minimum speed of about 52 MPH using standard formulas. The large amount of crush damage on (V-1)'s front end and 25 feet of post-collision tire scuff marks from (V-1) indicate that (V-1)'s actual speed was higher.

An associated factor was (P-2)'s violation of 22400(a) VC (minimum speed). (V-2) was either stopped in the roadway or moving only a few miles per hour after having dropped off (P-3). It is clear from (V-1)'s pre-collision centrifugal speed scuff that (V-1) would not have been able to make the 90 degree turn from "F"

PREPARER'S NAME	I.D. NUMBER	DATE	REVIEWER' NAME	•	DATE
LANDE ATLEMATE IN CALIFICIAL	4114 (114114-1-				•
0.111	401	04/16/04			
Geidel	401	114/13/174			
CATRAT	147	0 11 7 01 0 1			

NARRATIVE/SUPPLEMENTAL

PAGE / 2 of /2

DATE OF INCIDENT TIME NCIC NUMBER OFFICER I.D. NUMBER 0402679

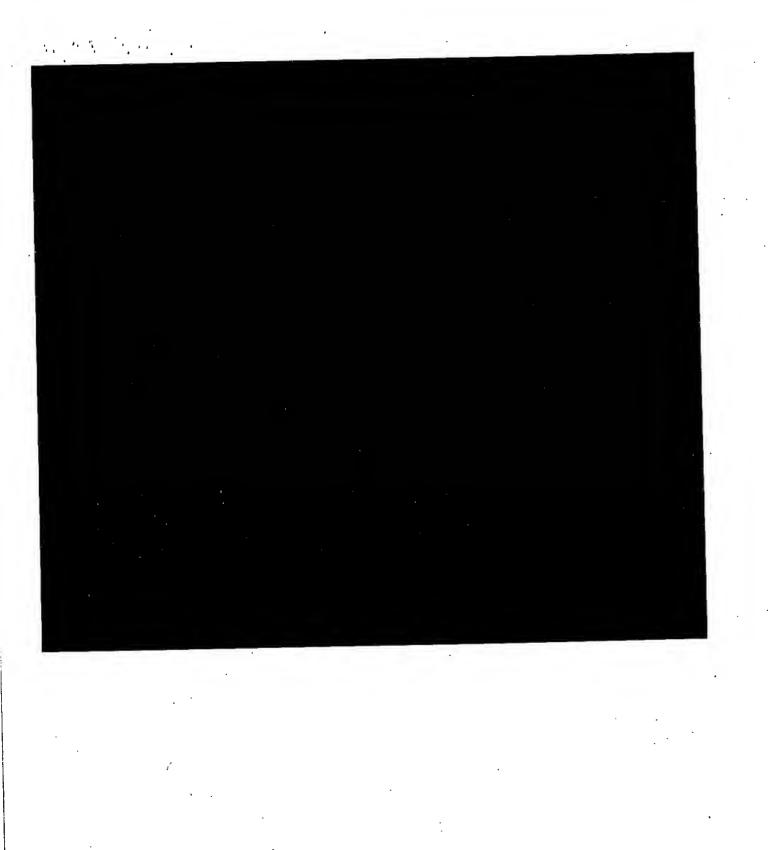
Avenue to E.28th Street. If (V-2) had not been present (V-1) would have continued southbound off the roadway and into the parking lot fence.

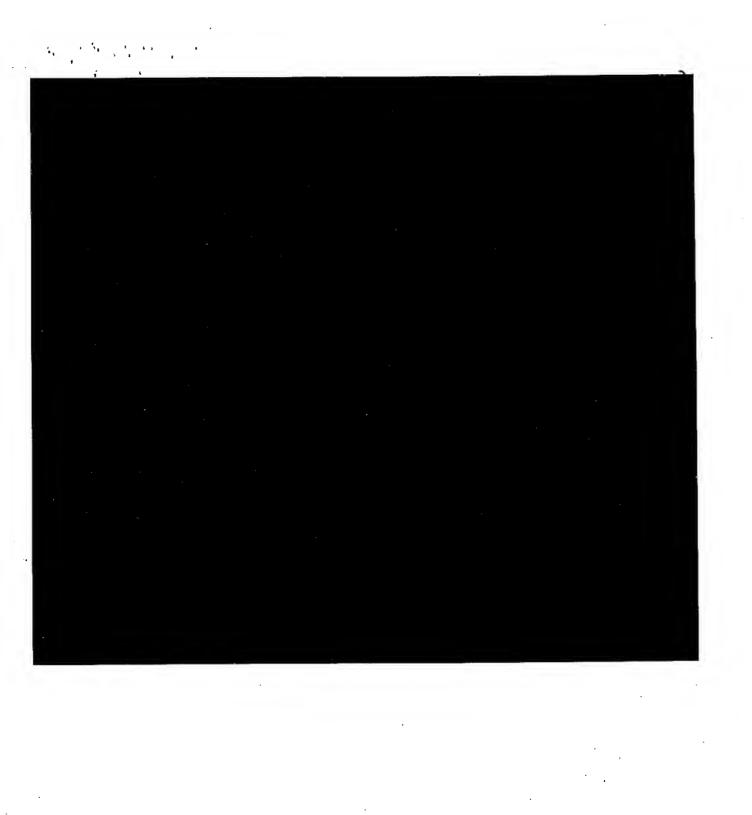
FOLLOW UP:

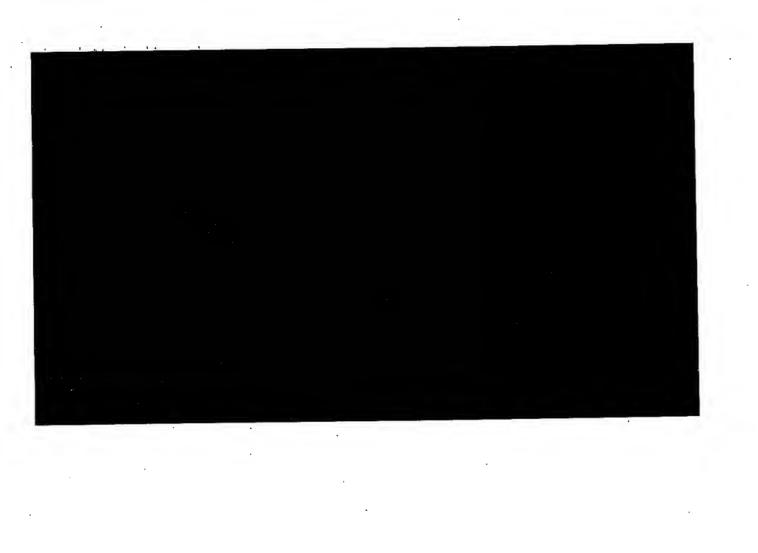
To be determined by Investigations Division.

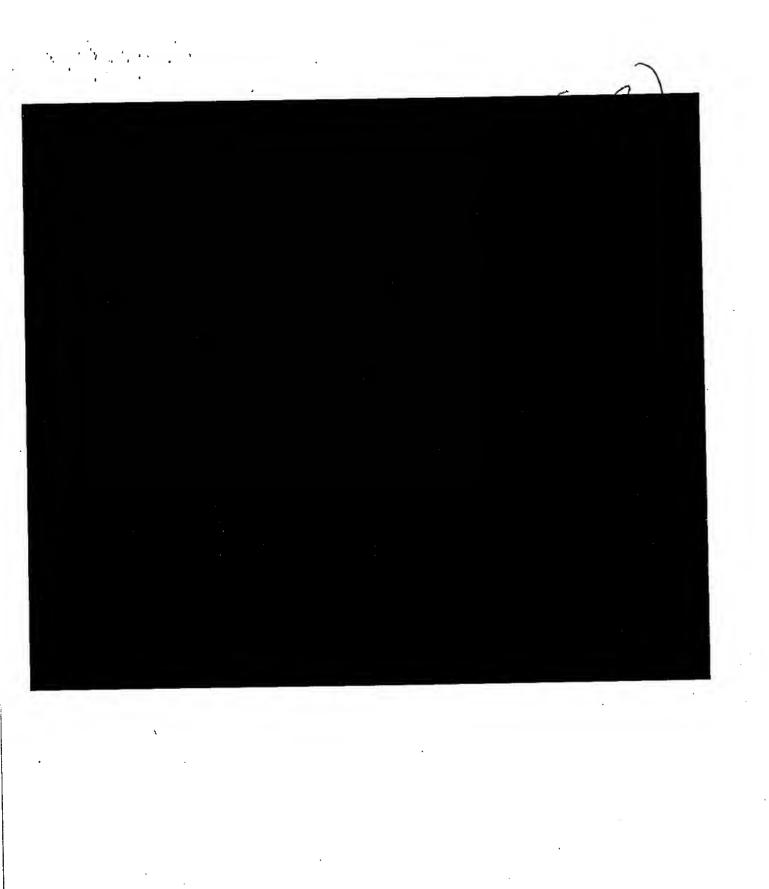
RECOMMENDATIONS:

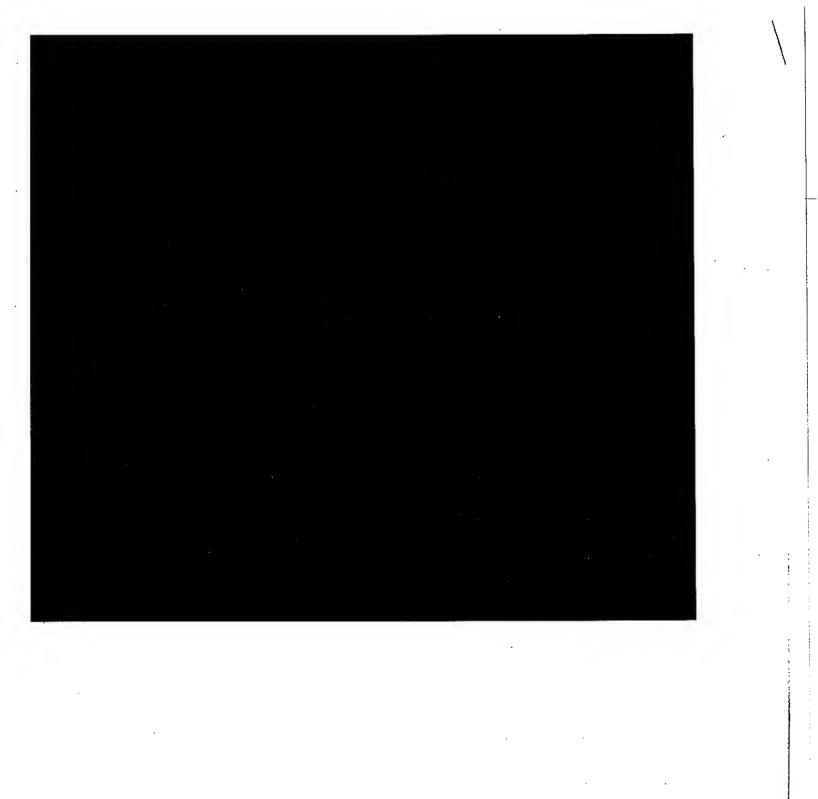
None.







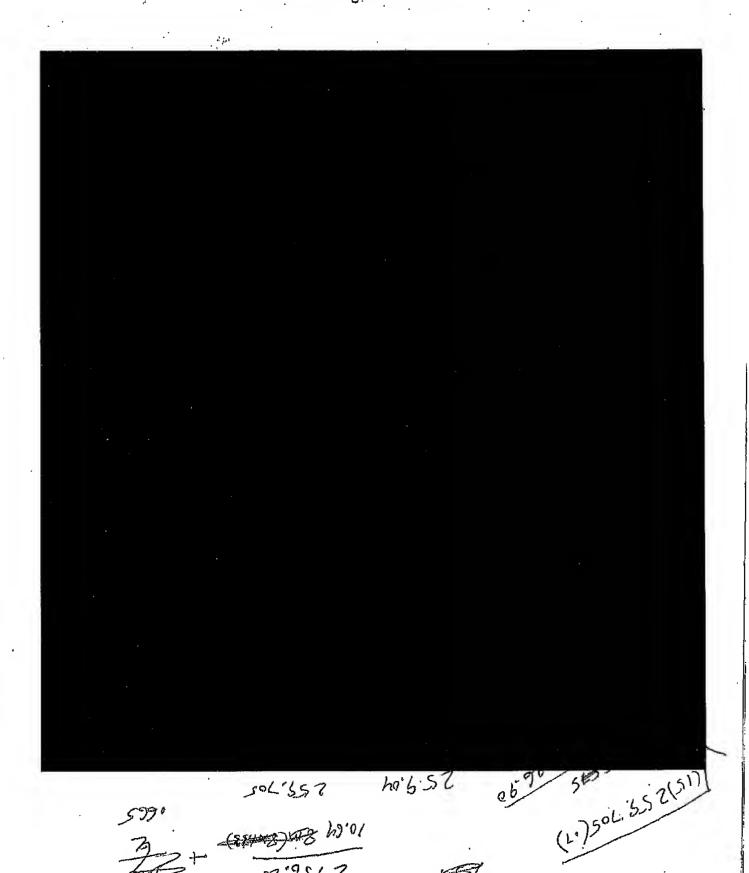




NATIONAL CITY POLICE DEPARTMENT TRAFFIC DIVISION SERIOUS TRAFFIC OFFENDER PROGRAM

VEHICLE IMPOUND SUPPLEMENTAL REPORT

CASE NUMBER:	CITATION NO.
VEHICLE INFORMATION:	
YEAR: MAKE:	MODEL:
LICENSE:	STATE:
•	
DRIVERS INFORMATION:	* .
NAME:	DATE OF BIRTH:
D.L., NO.	STATE: SEX: RACE:
CHARGE: 12500(a) CVC	14601 CVC 23152/23153 CVC
14601 CVC SUSPENSION DATE:	AUTHORITY CODE:
PRIOR SUSPENSIONS:	,
PRIOR CONVICTIONS:	
OTHER RELATED INFORMATION	':
RECOVERED STOLEN VEHICLE:	YES NO VALUE \$
CONFISCATED WEAPONS:	YES NO TYPE
NARCOTICS ARRESTS:	YESNOTYPE
CRIMINAL MISDEMEANOR ARRE	STS(CHARGES):
CRIMINAL FELONY ARRESTS (CH	IARGES):
FELONY WARRANT ARRESTS (CH	IARGES):
OFFICER NAME:	



52°25LZ

Check-Out Release Form Activity Number: 0402679/B

National City Police 1200 National City Blvd National City, CA 91950

Released E Relased T	o: E-	Flores, April Deputy Johnson, Keith	Date: 07/21/20 Time: 10:13 a	
	SDPD D		The state of the s	
em IĎ	Description	1 Èvidence IDs	Quantity l	UON
0020030	(4)SAMPL	E/(+)CONTROL RED STAIN - NOT VIEW E(+)GONTROL RED STAIN - NOT VIEW d stain & control swab NOT VIEW C		EA
020032	(1)SAMPL	E(4)GONTROL-RED-STAIN - NOT VICE		EA
		alabaja Daantus arraba 14/3t U12 (4.34) (7)	2 f	EΑ
020241	swab w/ re	a stain, a control swap from		
0020034	SHIRT	o stain, a control swab	1 6	EΑ
)020034)02003 3	SWAD W/ re SHIRT JACKET PANTS	2 VIEW only	1 E	

DA MIKE HOWARD

Deputy Johnson, Keith

07/21/2005 10:16 am Printed By: affores

Forensic Specialist Jeniffer Sandors \$393 to take sample of stains from clothing

Page 1 Report #STDEC002

Check-Out Release Form Activity Number: 0402679/B

NCPD 1200 National City Blvd National City, CA 91950

3 EA

The second secon	Destination			
One hour ph	oto stop			
	ed By: 4654 FLORES, APRIL ed To: E-428	A parameter and approximate an	i de la compania del la compania de la compania de la compania de la compania de la compania de la compania de la compania de la compania de la compania de la compania del la compania del la compania de la compania de la compania del la	Date: 05/14/2007 Time: 02:11 pm
Item ID	Description	Tag No.	Evidence IDs	Quantity UOM
10020174	35 MM FILM - crime scene			3 EA
10020186	35MM FILM - Off miller,uniform,veh)		4 EA
10020997	FILM - recon of crime scene			1 EA
10020199	35MM FILM - Off			4 EA

5 total items released

10020250

copies fearage

harward,uniforn,unit

35MM FILM - of veh

Jend to One how Page 1
05/14/17 AF#4659 Report #STDEC002

Check-Out Release Form Activity Number: 0402679/B

National City Police 1200 National City Blvd National City, CA 91950

Destination

PROPERTY & EVIDENCE PERSONNEL .

Released By: 1362	Cabrales, Isela	Date: 10/12/2005
Relased To: 1362	Cabrales, Isela	Time: 08:22 am

Item ID	Description	Evidence IDs	Quantity	UOM
10019844	DIGITAL CAMERA DISC	A 1 10/2 A 1 1 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1	EA
10020997	FILM recon-of crime scene		1	EA
10019854	DIGITAL CAMERA DISC		1	EA
10020174	crime scene		6	EΑ
10020186	miller,uniform,veh		8	EA
10020199	of harward,uniforn,unit	•	8	EA
10020250	of veh		3	EA

7 total items released

Cabrales, Isela

JOHN WOOD

Page 1 Report #STDEC002



Phone # (619) 531-4219 Cell # (619) 981-2294 Alter Hours # (619) 234-4148 Fax # (619) 531-3318

ROBERT MARQUEZ SUPERVISING INVESTIGATOR COLD CASE HOMICIDE

BONNIE M. DUMANIS District Attorney County of San Diego 330 W. Broadway Sulle 1060 San Diego, CA 92101

	REQUEST FOR RECORDS SEARCH 0400679 ACCIDENT
- L	ARKESI PILE
2	OTHER (Explain)
	FILE NUMBER(S) # 0402 679 (E.G., ARREST/BKG #, CRIME CASE #, ETC.)
312	SUBJECT'S NAME URZURA MIDDLE : MIDDLE :
(A)	SEX PACE D.O.B. HGT. WGT.
12	REQUESTOR'S NAME Robert Margrez 1.D. # #27
HX	AGENCY Sun Drego District Albring office - Cold Care Growing
Ĩ	ADDRESS 330 W Broadway CITY Sun lacy
7010	REASON FOR REQUEST Trues high tron DATE 7/7/00
	THIS RECORD HAS BEEN RECORDED AS BEING RELEASED PURSUANT TO CALIFORNIA PENAL CODE SECTIONS 11075 THROUGH 11081. SUBSEQUENT DISTRIBUTION OF INFORMATION CONTAINED IS RESTRICTED BY SECTION 11140-11144 OF CALIFORNIA PENAL CODE.
	COPY PROVIDED COPY MAILED REVIEWED PHONE INQUIRY

•	CRIME LAB WORK REQUEST CO OF ALL SO OF ALL SO
DATE: 3/13/0	5 PERSON REQUESTING:
CASE # 040267	9 TAG # I 0019854 / 1600000
ITEMS SUBMITTED	200 19845 1/ I 00 1989
WORK REQUESTED:	
World Hade and Land	
	LAB PERSONNEL ONLY
PES CADET \. CADRAU	ES #1362 PROCESSING DATE: 03/17/05
CSS PROCESS USED/RES	I DO 19844 AND I DOMEST COPIED &CIBURE
- 00 0 00 00 0 11 0 00 11 10 00	TOO 19845 AND IDG 20038 GIVEN TO INS.CO.

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DET 21 2004

Mailed To: NATIONAL CITY POLICE DEPARTMENT 1200 NATIONAL CITY BLVD. NATIONAL CITY CA 91950

CLAIM NO:

DATE/REQUEST:

10/18/2004

ADJUSTER: 0967

DR. NO:

DRIVER(S)

LICENSE PLATE(S)

DRIVER LIC #(S)

RICHARD ORTIZ

LOSS DATE & TIME: 03/11/2004 11:30 AM

LOSS LOCATION: 28TH ST, SWEETWATER HIGHSCHOOL

NATIONAL CITY CA

Please forward one copy of the above report of loss. 20.00 Enclosed is our draft in the amount of \$

Thank you.

JENNY JOVERO (858) 694-4185 Ext 4285

Claims Department

We have the report

Claims Department

Claims Department

C.39 Rev. 3/86

View Photo:

The photographs, Please

View Photo:

Let us know what is the

Oiffenence Still owed.

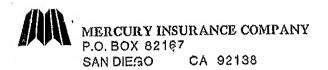
NE photo # 1-9,11,25,30,31,33,34,35,36 Jenny Joveno

Only Rel +8 Insurance 121304

AF 0120

(858) 694-418

AXT. 4285



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Malled To:

NATIONAL CITY POLICE DEPARTMENT 1200 NATIONAL CITY BLVD. NATIONAL CITY CA 91950

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Thank you.

JENNY JOVERO (858) 694-4185 Ext 4285

Claims Department

C-39 Rev. 3/86

We have the report the photographs, Please let us know what is the difference still owed. Jenny Jovero (858) 694-418 ext. 4285

UK .	IME LAB WORK REQUEST
DATE: 3/13/05	PERSON REQUESTING:
CASE #	TAG # I-0019854 / 1500000
ITEMS SUBMITTED:	700 19845 / I 00 19849
Photos:	
WORK REQUESTED:	
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PES CADET	PROCESSING DATE:
CSS	*** Annual Production and the Control of the Contro
PROCESS USED/RESULTS:	

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Befolitations, per desidence

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Judy seed her of report.

Judy sases and 3/16/05

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FFOTOS

"... Crime Scene Specialist Easterly arrived on scene and collected various items for evidence, including (P-3)'s shoes, shoes and clothing, and a possible bullet fragment in the roadway. She photographed these items prior to collecting them. (Refer to her Supplemental Report.)"

[Report, page 6 of 12, paragraph 4]

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". (P-3)'s injuries were photographed on 03/16/04 by Crime Scene Specialist Chavez. (Refer to her Supplemental Report.)
[Report, page 7 of 12, paragraph 5]

". . . (Refer to the Supplemental Report for the statements of (P-1) and his passengers and other witnesses ()"

[Report, page 10 of 12, paragraph 5]

Please provide me with copies of all Supplemental Reports prepared in connection with this accident at your earliest opportunity.

Thank you for your immediate attention to this matter. If you have any questions or need additional information, please do not hesitate to contact my office.

Very truly yours,

GATES, O'DOHERTY, GONTER & GUY, LLP

DOUGLAS D. GUY

DDG:bj

Law Offices

GATES, O'DOHERTY, GONTER & GUY, LLP

Peter J. Gates F. X. Sean O'Doherty K. Robert Conter, Jr. † Douglas D. Guy Thomas A. Scutti Matthew M. Proudfoot Richard A. Muench Marian Walker-Guy Kevin M. Raya Gina Y. Kandarian-Stein David E. Wilkinson Victor A. Raphael Alan P. Trafton* Vincent J. Axelson Zuriel A. Cervantes leffrey L. Le Pere Victor L. Block

Jennifer C. Lyons

Goldy M. Berger Michael H. Shen 11545 West Bernardo Court, Suite 305 San Diego, CA 92127 Phone (858) 676-8600 Fax (858) 676-8601 Los Angeles Office 700 S. Flower Street, Suite 1100 Los Angeles, CA 90017 Phone (213) 892-6332 Fax (213) 892-2247

Irvine Office 15635 Alton Parkway, Suite 260 Irvine, CA 92618 Phone (949) 753-0255 Fax (949) 753-0265

February 10, 2005

Inland Empire Office 10601 Civic Center Drive, Suite 120 Rancho Cucamonga, CA 91730 Phone (909) 477-3282 Fax (909) 477-3272

OF COUNSEL: Jonathan Coru

www.gogglaw.com

† Also licensed in Washington * Also licensed in Nevada

> National City Police Department 1200 National City Blvd. National City, CA 91950

> > Re: v. MERCURY INSURANCE COMPANY

Traffic Collision Report Number

Our File No.

Dear Sir or Madam:

This firm represents Mercury Insurance Company in a claim for uninsured motorist benefits being made by its insured, was injured in an accident on March 11, 2004, on 28th Street next to Sweetwater High School in National City, when his vehicle was struck by a stolen vehicle operated by Richard Ortiz who was fleeing from National City Police officers.

Following the accident and subsequent investigation, Officer Geidel (ID #401) prepared Traffic Collision Report Number in which he refers to several "Supplemental Reports" as follows:

".... Crime Scene Specialist Chavez
photographed the scene, both overall and in
detail. (Refer to her Supplemental Report.)"
[Report, page 6 of 12, paragraph 3]

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SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES OTHER PEOPLE ASSOCIATED WITH THE CRIME PAGE

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ORIGINAL

Continued From. ARROUV, CON.	San Diego Regiona Officer's Report Narrative	1 1	Page 4 of 4	Case Nu 0402679	
Code Section And Description (one Incident only) 187'664 / PC / ATTEMPTED MURDER/DEGREE UNSPEC Location Of Incident (Or Address) 620 E 24TH ST		Date 03/11/2004 Gily	Day of Week THU	12:24 District	Beal
Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s)					

Refer to Crime Report for Narrative

Reporting Officer M.REMMERS	ID # 344	Division INV	Approved By D. J. Grande	Date of Report 03/11/2004 Continu	Time 21:17 ed N
		ODICINAL			



San Diego Sheriff's Crime Lab Crime Scene Report



NCPD CASELL

Case #:

04001391

Event#: 2

Crime: OIS

Event Date: 03/30/2004

Time Notified: 6:00 AM

By whom: DET. K. GELSKEY

Event Address: NATIONAL CITY POLICE DEPT. 1200 NATIONAL CITY BLVD.

General Location: NATIONAL CITY

Time Arrived: 8:00 AM

Time Of Departure: 11:00 AM

Name/Title: L. MARTINI / CRIMINALIST

Detective: D. GRANDE

Detail: DETECTIVES

Team:

Agency: NATIONAL CITY POLICE DEPT.

Victim: HOWARD, D. & MILLER, C. (NCPD POLICE OFFICERS)

& ORTIZ, RICHARD

Suspect: URZUA, MARIA &

Service Requested: FIELD CALL - VEHICLE TRAJECTORY DETERMINATION

Narrative:

By prior arrangement with Det. K. Gelskey of the National City Police Dept., a scheduled vehicle exam was planned for 0800 hours on Tuesday, 3/30/04 at the National City Police Dept. vehicle impound area.

FET M. Durina and I arrived at the National City Police Dept. at approximately 0800 hours and met with Det. K. Gelskey. We proceeded to the vehicle impound area as the vehicle was being moved out of the impound enclosure for examination purposes. The subject vehicle was a 1986 2.3 with CA license plate

I documented the present impacts and trajectories. I completed my assignment at approximately 1100 hours and returned to the SDSD Crime Laboratory.

Detailed notes of the examination are maintained at the Sheriff's Crime Laboratory and are available upon request.

Reported By:

Report Date: 04/01/2004

nforting 4/1/04 Reviewed By Charles H. Merretting

SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES AND OTHER PEOPLE ASSOCIATED WITH THE CRIME PAGE

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SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES AND OTHER PEOPLE ASSOCIATED WITH THE CRIME PAGE

CASE NUMBER

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SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES AND OTHER PEOPLE ASSOCIATED WITH THE CRIME PAGE CASE NUMBER

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SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES AND OTHER PEOPLE ASSOCIATED WITH THE CRIME | PAGE

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SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES

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Centinued From CRIME	San Diego F Officer's I Narrat	Report	Page 3 of 3	Case Nu 0402679	
Code Section And Description (PC / 187'664 / ATTEMPTED M Location Of Incident (Or Addres 620 E 24TH STREET	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU City NATIONAL CITY	Time 11:50 District	Веа 240
Person(s) Involved: Victim Suspect (if Named) ORTIZ, RICHARD Properly Tag No.(s) 10019844-10019846, 100200					

The 35mm rolls of color film, GSR kit and Sony CD-R disc were all impounded into NCPD's Property and Evidence Locker.

EVIDENCE:

10020040

PROPERTY TAG #:	DESCRIPTION:
10019844 10019845 10019846 10020039	one (1) Sony CD-R compact disc two (2) rolls of 35mm Kodak color film, 24-exp. and 36 exp. one (1) gunshot residue (GSR) evidence kit Envelope received from blood nurse containing hair samples- dry and wet secretions- saliva Envelope received from blood nurse containing blood
10020040	total to writer per and a second

REPORT COMPLETED 031204/ 1430 HRS

Reporting Officer CHAVEZ	ID# 7934	Division PATROL	Approved By R. A. Rounds	Date of Report 03/22/2004 Continu	Time 16:25 ed Y
		ORIGINAL			

Continued From: CRIME.	San Diego Regional Officer's Report Narrative		Page 2 of ³	Case Nu 0402679		
1	iyarra			Day of Week	Time	
) Et anistica (on igniciant only)	Date		THU	11:50	
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PC / 187'664 / ATTEMPTED WI	JNOLIVICO NATA CONTROL		City	UNI OITY	Digi.iot	240
Location Of Incident (Or Addres	5)		NATIO	VAL CITY		
620 E 24TH STREET						
Person(s) involved: Victim						
Suspect (If Named)	-					
ORTIZ. RICHARD						
DRIIZ. MOTANO						•
Property Tag No.(s)						
IAM198844-10019040, 100400						

wall of the residence. Overall photos and close-ups of the area where the suspect was found were taken. There is a row of shrubs on the property of 631 E. 28th Street that separates the residence to the east (621 E. 28th Street) and there are also some shrubs in front of the house that partially covers the area where the suspect was found hiding. Photos and measurements were taken (Refer to diagram for further details). The suspect was round many. I notes and modeline work was a larger than the distance from the traffic collision to 631 E. 28th Street. The distance from the traffic collision to 631 E. 28th Street is approximately 176' and the distance from the sidewalk in front of the residence to the area where the suspect was hiding is approximately 58'.

After Detective Meeks and I completed our measurements, we traveled to UCSD Medical Center to check on the status of one of the suspects (passenger in vehicle) who had been injured in the incident. We met with Officer D. Kerr in the police waiting room of the hospital. There was a female subject, later identified as Maria Urzua, in a secured room. Detective Meeks spoke with Urzua for a few minutes and then he and I went of inquire on the status of the male suspect. Detective Meeks was informed that the subject was undergoing exploratory surgery and would be in surgery for a while. Detective Meeks and I returned to the police waiting room. Urzua was asked to accompany us back to the police station and she agreed. Detective Meeks, Officer Kerr, Urzua, and I traveled back to the station.

At approximately 1730 hours, Detective Meeks requested I photograph the suspect in custody (Richard Ortiz). Ortiz was in the temporary holding cell of the police station and was wearing a white paper suit. Officer M. Gonzalez stated he had photographed the suspect and collected all his clothing and belongings. He informed us that Detective Grande had requested a gunshot residue kit (GSR) be collected from the suspect.

I proceeded to obtain a GSR kit from the Property and Evidence Room and proceeded to obtain the samples from Richard Ortiz.

I then used a 35mm camera to photograph the suspect. Ortiz had several scratches on the back of his right hand. He also had abrasions on the inner right arm and in the area above the right elbow. Ortiz had several red abrasions on his head and red scratches to his upper back area. The injuries were documented with photographs. Please refer to the photographs for further details. Ortiz also had the following tattoos: the right upper arm had "FCW" and "SAN DIEGO" was also tattooed on the right arm. The right hand/ wrist area had "IAX3" and on the left arm he had "Destiny" and "Adelina" tattooed.

Shortly thereafter, the blood nurse (Patti Hodge) from American Forensic Nurses arrived and processed the suspect. (See attached copy of procedures). After processing Ortiz, the nurse handed Detective Meeks and I two (2) sealed and labeled envelopes. The envelopes were immediately impounded into NCPD's Property and Evidence Locker.

Reporting Officer	ID #	Division	Approved By	Date of Report Time 03/22/2004 16:25 Continued Y
CHAVEZ	7934	PATROL	R. A. Rounds	
		ORIGIN	AL	

Ceptinued From: CRIME	San Diego Regional Officer's Report Narrative		Page 1 of 3	Case Nu 0402679		
Code Section And Description	(one incident only)	Date 03/11/2004		Day of Week THU	Time 11:50	•
PC / 187 664 / ATTEMPTED M	AURDER/DEGREE UNSPECIFIED	1 00/17/2004	City		District	Beat
Location Of Incident (Or Address 620 E 24TH STREET	sa)		NOTTAN	AL CITY		240
Person(s) Involved: Victim						
Suspect (If Named)				_		
ORTIZ, RICHARD						
Property Tag No.(s)						
10019844-10019846, 100200						

SUPPLEMENTAL REPORT:

On 031104 at approximately 1220 hours, Property Evidence Specialist (PES) A. Flores and I arrived at 620 E. 24th Street, pursuant to a request from Detective J. Meeks to assist in processing the scene of an officer involved shooting.

Upon our arrival, Detective D. Grande pointed out the location of several bullet casings in the parking lot of the apartment complex (Royal Apartments) and requested we place something over the casings to protect them. PES Flores and I obtained tent markers and placed them over the casings. A total of nine (9) cases were located in the parking lot. The suspect involved in the incident was still at large and believed to be in the general area. A search for the suspect was being conducted and therefore PES Flores and I waited for further direction.

At approximately 1229 hours, the suspect was apprehended in the yard of the residence at 631 E. 28th Street. Subsequently, Sgt. R. Triviz held a briefing and Detective Grande was assigned Case Agent. We were informed that three (3) scenes would need to be documented/ processed. Scene #1 included the parking lot adjacent to 620 E. 24th Street, where the bullet casings were located. Scene # 2 included the corner of E. 28th Street and F Avenue, where the suspect vehicle had collided with another vehicle, and Scene #3 included the residence where the suspect had fled to, and ultimately apprehended (631 E 28th Street). Detective Grande handed out assignments and requested Detective Meeks and I process the scene where the suspect had been apprehended. Scene #1 was assigned to Detective K. Gelskey and PES Flores and Scene #2 (traffic collision) was assigned to Traffic Division Officers.

Detective Meeks and I started walking south toward 631 E. 28th Street from F Avenue and 24th Street. As we approached Scene #2 (28th Street and F Avenue), Detective Meeks requested I take overall photos of the area to document where the suspect had fled from the scene of the collision. Using the Sony Mavica digital camera, I photographed the general area. The two (2) vehicles involved in the collision were at the corner of E. 28th Street and F Avenue. The suspect vehicle was a 1986, blue, 4-door, bearing California license-and the second vehicle was a 1981, gold, 2-door, bearing California license The front passenger side door of the there was debris around the vehicle. There was some clothing and pair of black athletic shoes on the driveway west of the vehicle. There was a red stain on the ground next to the front passenger door and there was also a red stain near the bundle of clothing. There was what appeared to be a trail of rubber particles directly behind the rear, passenger side tire.

After obtaining overall photographs, Detective Meeks and I walked east on 28th Street. As we approached the fourth house on the south side of the street, Detective Meeks requested I photograph the residence (631 E. 28th Street) and explained that the suspect had been located hiding in the tall grass adjacent to the west

Reporting Officer CHAVEZ	ID #	Division	Approved By	Date of Report	Time
	7934	PATROL	R. A. Rounds	03/22/2004	16:25
CHAVE		CODICINAL		Continu	ed Y

			<u></u>			
Centinued From: CRIME	San Diego Regio		Da	ge	Case Nu	mber
	Officer's Repo Narrative	1. d		1 of 2)
Code Section And Description (c	we incident only)	Date	Da TL	y of Week	Time	***************************************
PC / 187*664 / ATTEMPTED MU Location Of Incident (Or Address	IRDER/DEGREE UNSPECIFIED	03/16/2004	City NATIONAL O	<u> </u>	District	Beat 240
620 E. 24TH AVEUNE Person(s) Involved: Victim			MATORIE			
Suspect (If Named)						
Property Tag No.(s)						
10019854						
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SUPPLEMENTAL REF						
On 031604 at approxim	nately 0915 hours, Officer D. Geidel red	quested my a	assistance	in referet	nce to ar Goldal	1
additional victim involve	ed in the traffic collision/OIS incident th	at occurred t sinad initiries	: however	thev had	not bee	n
explained that the victir	n, had sustained her state	ment and wa	inted me to	photogra	aph the i	njurie
and obtain a medical re	elease form if possible.					
		(rear studio	a) and con	tacted		
	hours, I arrived at stated her mother was at wor	k and explain	ned that sl	he was al	one but	а
date of birth:	was way I loop my arrival	vearing a Wh	ite 1-shirt	and nad a	a biue to	wel
wrapped around her W	aist. She appeared to be in discomfort	and moved	very slowly	y and cau	itiously.	
had abrasions area. She had a large and appeared inflamed extended toward the from the lower right leg had right ankle bone and legared.	vica digital camera, I proceeded to pho and cuts to the back of her left hand a approximately 2" diameter circular ab- l and possibly infected. had a ont of her leg. The bruise was red, pul- yellow bruise, however this side had a l abrasions that also appeared to be a off toe area. Please refer to photograph	s well as the rasion on her large bruise ple and yello brasions that few days old as for further	r left knee r left knee on her lef ow in color at appeared t detail.	that was t upper th . The rig d to be a had abra	very red ligh that ht thigh few days sions or	/blood also s old. her
back and did not see 8	as experiencing back pain and elbow p ny visible injuries, however it was clea r movements were slow and very delib	r wa	ertain mov as having a	rements. a difficult t	l examir time wal	ned he king
form. Heft the form at	edical Release Form and advised her to her residence and informed her I woul otain medical attention as soon as pos the clinic on Friday (031904).	a airemni io	DICK IL UD 9	THE STEWNS	souchy (u	0110
The Sony CD-R comp	act disc was later impounded into NCF	'D's Property	y and Evid	ence Loc	ker.	
had signed the Medica	mately 1400 hours, I contacted stated it had a stated it had gus with a release of medical records hing and advised her that my partner w	l asked	to pl	ease hav	e her m	other

Reporting Officer	ID #	Division	Approved By	Date of Report	Time
CHAVEZ	7934	PATROL	R. A. Rounds	03/22/2004	16:25
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Continued From: CRIME	San Diego Regi Officer's Rep Narrative	ort		Page 2 of 2		Case Nul 0402679	nber
Location Of Incident (Or Address 620 E. 24TH AVEUNE	(one incident only) IURDER/DEGREE UNSPECIFIED	Date 03/16/2004	City NATION	Day of Wee TUE NAL CITY	ek	Time District	Beal 240
Person(s) Involved: Victim Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s) 10019854					المستخدمين (المستخدمين المستخدمين المستخدمين المستخدمين المستخدمين المستخدمين المستخدمين المستخدمين المستخدمين		

partner that when she contacted at approximately 2000 hours, she was told that the mother did not want to sign the Medical Release Form.

EVIDENCE:

Property Tag #:

Description:

10019854

one Sony CD-R compact disc

REPORT COMPLETED 031704/ 1030 HRS

Continued From: CRIME San Diego Regional Officer's Report			Page 1 of 2	Case Number 0402679
	Narrative	Date	Day of Week	Time
Code Section And Description	on (one incident only) MURDER/DEGREE UNSPECIFIED	03/11/2004) THU	11:50 District Beat
ocation Of Incident (Or Add	ress)		City NATIONAL CITY	240
620 E. 24TH ST. Person(s) Involved: Victim				
HARWARD, DAN				
Suspect (if Named) ORTIZ, RICHARD				
Property Tag No.(s) 10020028-10020038	and the state of t			
UPPLEMENTAL F	EPORT:			
equest. Upon my arr	urs, I arrived at 631 E. 28 th St. pursuant to Cival, DETECTIVE MEEKS and CSS CHAV it I use a metal detector to search for a possible ORTIZ) was taken into custody. CSS CH ate any weapon.	1on on the	a west side of 631 E	t, 28 th St. where
at the corner of 2 with a 35mm camera. xterior of each vehicook close up photogrand addition, I took over	8th St. and F Avenue. DETECTIVE MEEKS Using (3) rolls of 36-exposure color film, I le. I also took overall photographs of the intaphs of the damage to each vehicle, and what erall and close up photographs of evidence it	erior front and real appeared to be ems on the groun	tographs of the scerear seats of the bullet holes on the holes of holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes of holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes on the holes of holes on the holes on the holes on the	egraphs of the
cene and each item o where ORTIZ was ta VCPD'S Property an	ken into custody at 631 E. 28 th St. I later imp d Evidence Locker.	ounded (3) rolls	of 36-exposure cold	or film into
Once I finished photo (with the exception of southwest corner of the metal object (located passenger tire of the the house, (1) sample hooded jacket (locate of the driveway), (1) (located on the drive woman's shoes, and	ographing the scene, I began collecting each of the unknown metal object), were located on the intersection of E. 28th St. and F Avenue. on the ground north of the properties of the ground north of the properties of the ground north of the properties of the ground north of the properties of the driveway), and (1) control of red stain (located west of the ground north of the ground north of the pair of black pants (located on the southwest the pair of men's shoes and socks into NCP).	The evidence ite (1) woman's lef of red stain (loca ay/black socks (f the (1) black nylon at corner of the d ir impounded the D'S Property and	ems I collected incluit shoe (located west ted west of the fron located on the south on the drivewashirt (located on the riveway), and (1) we unknown metal ob d Evidence Locker.	ided (1) unknown of the rear treasenger tire twest corner of y), (1) black, a southwest corroman's right slipect, each of the
I placed the (2) sample fore impounding	oles and (2) control swabs of the red stain in hem into NCPD'S Property and Evidence L	the Dry Fast Sw ocker.	ab Dryer at NCPD t	
I searched the (1) bl wallet, (1) pocketkn	ack, hooded jacket and (1) pair of black pant ife, (1) book of matches and (1) pager inside	s for possible pr the left front po	operty inside the po cket of the pants. T uside of the wallet.	ckets. I found There was a I made a copy

Approved By D. J. Grande

belonging to

Division

PATROL.

1D#

7644

California identification card (CA.

Reporting Officer JESTERLY

Time 17:30

Date of Report 03/17/2004

Continued From: CRIME	San Diego Regio Officer's Repo Narrative	nal rt		Page 2 of ² Day of Week	Case Nu 0402679	
Location Of Incident (Or Addre 620 E. 24TH ST.	JUNDERVISE	03/11/2004	City NATION	NAL CITY	11:50 District	Beal 240
Person(s) Involved: Victim HARWARD, DAN Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s) 10020028-10020038						

the identification card and attached it to this report. I later impounded the contents of the left pant pocket into NCPD'S Property and Evidence Locker.

I later placed the (1) black, hooded jacket, (1) pair of black pants, and (1) black, nylon shirt in the Drying Room at NCPD. Each item of clothing had red stain on it, after the clothing has had time to dry, I will impound each item into NCPD'S Property and Evidence Locker.

EVIDENCE:

Property Tag #: 10020028 10020029 10020030 10020031 10020032 10020033 10020034 10020035 10020036 10020037 10020038	Description: (1) Unknown metal object (1) Woman's left shoe (1) Sample, (1) control red stain (1) Pair of men's sneakers & socks (1) Sample, (1) control red stain (1) Hooded, black jacket (1) Black, nylon shirt (1) Pair of black pants (1) Woman's right shoe (1) Wallet, (1) pocketknife, (1) book of matches, (1) pager (3) Rolls of 36-exposure color film	Evidence Item #: 1 2 3 4 5 6a 6b 6c 7 NA NA
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REPORT COMPLETED AT 2054 HOURS ON 031104.

END OF REPORT

Reporting Officer ID # Divisi JESTERLY 7644 PATE	Approved By D. J. Grande	Date of Report 03/17/2004 Continue	Time 17:30 ed Y
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Continued From: CRIME	San Diego Re Officer's Re	port	l		Page 1 of 1	Case Nu 0402679	
	Narrativ				Day of Week	Time	
	The second second		Date		THU	11:50	
Code Section And Description	MURDER/DEGREE UNSPECIFIED	<u> </u>	03/11/2004	City		District	Beat
1 DC 11975684 / ATTEMPTED	MOTOR			NATIO	VAL CITY		240
Location Of Incident (Cr Addi	ess)			1,4/(1/0)			
620 E. 24TH ST.							
Person(s) Involved: Victim							
HARWARD, DAN							
Suspect (If Named)							
ORTIZ, RICHARD							
Property Tag No.(s)							
10020033-20035		,					

SUPPLEMENTAL REPORT:

On 031704 at 2116 hours, I removed (1) black hooded jacket, (1) black, nylon shirt and (1) pair of black pants from the NCPD Dry Room and impounded them into NCPD'S Property and Evidence Locker.

EVIDENCE:

Property Tag #:

Description:

10020033

(1) Black hooded jacket

10020034 10020035 (1) Black nylon shirt (1) Pair of black pants

REPORT COMPLETED AT 2125 HOURS ON 031704.

END OF REPORT

PHONE CALL

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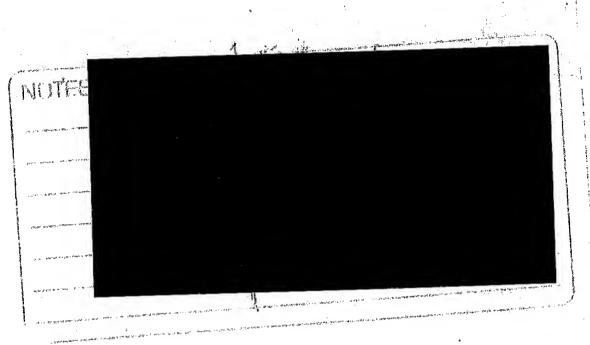
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VEHICLE IMPO	und control fo		STATE		NUMBER	
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NATIONAL CITY POLICE DEPARTMENT CRIME LAB WORK REQUEST

DATE: 051404 PERSON REQUESTING: Flores / DET. GELSKEY CASE # 154021079 TAG # SDS 0 # 0400 1391 T ITEMS SUBMITTED: NEED TRAJECTURY PONE ON VEH. AT
NCPD
WORK REQUESTED:
WORK NEWCOLD .
LAB PERSONNEL ONLY
PES PROCESSING DATE:
CSS .
PROCESS USED/RESULTS:
DISPOSITION OF EVIDENCE:



San Diego Sheriff's Department CRIME LABORATORY

5255 Mt. Elna Dr. San Diego, CA 92117 (858) 467-4600



CRIME SCENE INVESTIGATION REPORT

REQUESTED BY: AGENCY / DIVISION:

Det. Grande National City PD / Investigations

AGENCY #: CRIME:

SDSD#:

04001391T

Ortiz, Richard

0402679 OIS

SUSPECT (S): VICTIM (S):

Miller & Harward (Officers)

3/11/04 CRINE DATE:

SERVICE REQUESTED

Vehicle trajectory determination.

EVIDENCE EXAMINED



EXAMINATION

The above vehicle was examined in the National City Police Department's Impound Garage area on 3/30/04 for the purpose of documenting bullet impacts and determining the associated trajectories.

Multiple impacts and their associated trajectories were determined to be present, these trajectories are identified as "Trajectories 1 - 6" and are described below. Angles in the horizontal plane are measured from a "front" to "rear" direction from the vehicle's axis. All angles are considered approximate. See Diagram 1. Significant body damage is present primarily in the area of the vehicle's front end. The hood is damaged and has been removed, the passenger side forward seat has also been twisted out of alignment and can no longer be properly positioned. The determined trajectories and measurements have been extrapolated as possible and reported as they would correspond to an undamaged vehicle.

Note: The identified trajectories establish the relative positions of the firearm and vehicle at the instant of discharge. Variables such as street topography, vehicle suspension dynamics, firearm height, vehicle movement, or supplementary evidence have not been considered for the purposes of this report. Additional information would be required should an attempt be made to accurately position the shooters relative to the vehicle and the surrounding environment at the time of discharge.

Trajectory 1

This projectile originates on the passenger side of the vehicle, it impacts and perforates the sheet metal of the hood moving generally from front to rear and right to left. After perforating the hood, this projectile perforates the radiator overflow hose, a wiring harness, and the firewall within the engine compartment. Approximate angle of this trajectory is 30 degrees from the vehicle axis. See Diagrams 1, 2. Page 1 of 6

04001391T.01.doc

Trajectory 2

This projectile originates on the passenger side of the vehicle, it impacts and perforates the sheet metal of the hood moving generally from front to rear and right to left. Approximate angle of this trajectory is 35 degrees from the vehicle axis. See Diagrams 1,

Trajectory 3

This projectile originates on the passenger side of the vehicle, it impacts and perforates the windshield at the intersection of the windshield and the dash moving from outside to inside and generally from front to rear and right to left. After perforating the windshield, the projectile enters the top of the dash and then exits from the front of the dash. The projectile continues on to impact the steering wheel. The steering wheel impact is located on the left side of the cross piece when viewed from the diver's seat with the wheel in a neutral/"straight ahead" orientation. See Diagrams 1, 2, 3. The steering wheel impact aligns with the trajectory through the windshield and dash by rotating the steering wheel clockwise (right) approximately 130 degrees or counter clockwise (left) approximately 230 degrees. Approximate angle of this trajectory is 22 degrees from the vehicle axis.

Trajectory 4

This projectile originates on the passenger side of the vehicle, it impacts and perforates the glass of the rear passenger side door window. The projectile then impacts the side of the forward passenger seat headrest, perforates, and then exits through the face/forward surface of the headrest. Projectile travel is from outside to inside and generally from rear to front and right to left. Approximate angle of this trajectory is 115 degrees from the vehicle axis. See Diagrams 1, 2.

Trajectory 5

This projectile originates on the passenger side of the vehicle, it impacts and perforates the sheet metal of the passenger side rear quarter panel. The projectile then impacts the rear facing surface of the passenger side rear door. Projectile travel is generally from rear to front and right to left. Approximate angle of this trajectory is 160 degrees from the vehicle axis. See Diagrams 1, 2.

Trajectory 6

This projectile originates on the driver side of the vehicle, it impacts and penetrates the sheet metal of the roof above the driver side rear door window. Projectile travel is generally from rear to front and left to right. Approximate angle of this trajectory is 120 degrees from the vehicle axis. See Diagrams 1, 2.

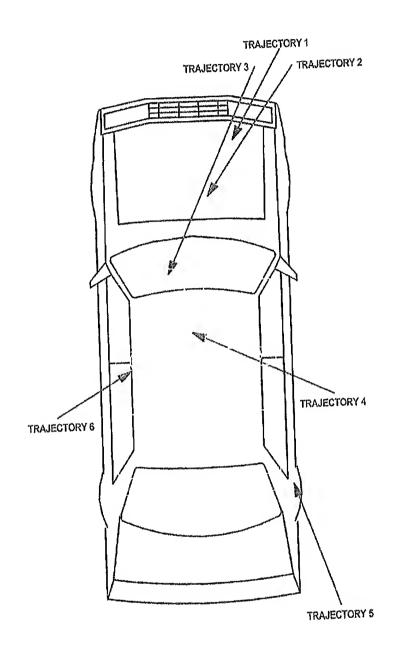
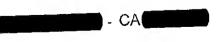




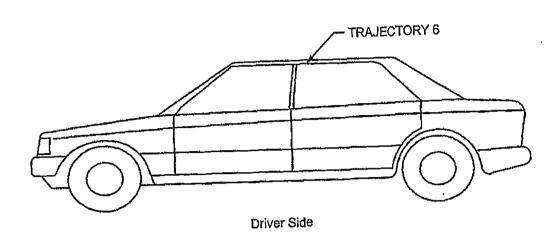
Diagram 1. Determined Trajectories:

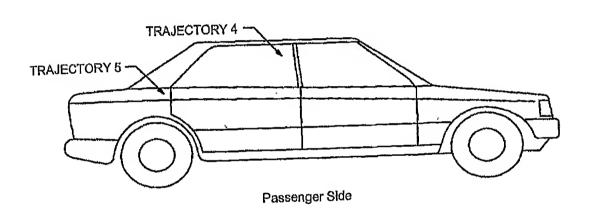


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Page 3 of 6 04001391T.01.doc

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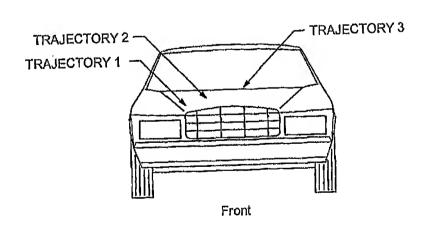
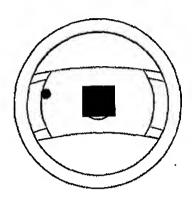
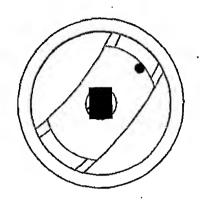


Diagram 2. Initial Impacts to Vehicle Exterior

(Not to Scale)







Rotated Alignment Orientation

Diagram 3. Location of Steering Wheel Impact and Alignment Position with Trajectory 3. (Not to Scale)

Additional Observations:

The four (4) vehicle tires appear to be properly inflated.

The windshield is intact with one (1) impact present, this impact is associated with Trajectory 3.

The rear window is intact.

The driver side front and rear door windows are in the down position and are intact.

The passenger side front door window is in the down position and is intact.

The passenger side rear door window is in an approximately $^3/_4$ up position. The glass window fragments are held in place by a layer of tinting material adhering to the inside surface of the window. One (1) impact is present which is associated with Trajectory 4.

No projectile evidence was collected as part of the vehicle trajectory examination.

CONCLUSIONS

The subject vehicle exhibits multiple projectile impacts which are associated with six (6) trajectories. These trajectories are represented in Diagrams 1 and 2 and are detailed in the examination section.

The presence of open windows on opposing sides allows for the possibility of a projectile passing through the passenger compartment without impacting the vehicle structure.

The determined trajectories are assumed to have been produced prior to the observed vehicle crash damage and are reported as they would correspond to an undamaged vehicle.

At the time the projectile associated with Trajectory 3 impacted the steering wheel, the wheel was turned to the right/left sufficiently to align with the determined trajectory.

Detailed notes of the examination are maintained at the Sheriff's Crime Laboratory and are available upon request.

LANCE T. MARTINI

CRIMINALIST II # 9280

7/5/04

CRIMINALIST II # 9791

Technical review

7/7/04

Date

SUPERVISING CRIMINALIST # 9050

Administrative review

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

	1 1(-) 1 17 / 1 r	1 1 / 2	DATE 08 20 04
CPD CASE	# 0402U		
	NAME / ID #	FOUND DV HOLD	HELD PER 8102 W&I (5150 \ SEARCH WARRANT
AST NAME	FIRST	MIDDLE	PHONE NUMBER ()
WNER OF	PROPERTY:		PHONE NUMBER
AST NAME	ICER HARN	MIDDLE	()
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FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

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OWNER OF PROPERTY: AST NAME FIRST OFFICER MILLE	MIDDLE	PHONE NUMBER
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Continued From: ARR/JUV. CON.	San Diego Regional Officer's Report		Page 3 of 3	Case Number 0402679
Code Section And Description (one Incident only) 187*664 / PC / ATTEMPTED MURDER/DEGREE L Location Of Incident (Or Address) 620 E 24TH ST Person(s) Involved: Victim STATE OF CALIFORNIA,	""	ele 3/11/2004 City	Day of Week THU	Time 11:50 District Beat
Suspect (If Named) URZUA, MARIA TERESA Property Tag No.(s)				

SEE THE OFFICER SUPPLEMENTAL FOR NARRATIVE.

Reporting Officer ID # Divis 387 NPT	ORIGINAL.	Date of Report 03/11/2004 Continu	Time 20:36 red N
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	Date	Day of Week	Time	
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER Location Of Incident (Or Address) 620 E 24TH ST	3/11/2004 City NATIO	Thu NAL CITY	11:50 District	Beal 246
Person(s) Involved: Victim Harward, D Suspect (If Named)				
Orliz, Richard Property Tag No.(s)				
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On Thursday, March 11, 2004 at about 1150 hrs, a Hispanic male identified as Richard Ortiz 10/12/81 was attempting to leave the south parking lot of 620 E. 24th St. in National City in a stolen 1986 Blue which was taken during an armed pedestrian robbery which he had Ca. Lic.# committed the day before. Two National City Police officers attempted to contact and stop Ortiz while he was leaving the parking lot. Ortiz quickly accelerated the vehicle toward the two officers and attempted to strike the officers with the specific intent to evade apprehension and arrest.

Ortiz left the parking lot of the apartment complex at a high rate of speed and in a wreck less manner. He continued to drive at high rate of speed and wreck less manner southbound on "F" Avenue through an Elementary and High School area which was populated with school children. Due to Ortiz' wreck less driving with the intent to evade police officers, he struck another vehicle at the intersection of E. 28th St. and "F" Ave. causing serious injury to the passenger of the other vehicle. Ortiz then fled his vehicle and attempted to conceal himself in a yard of a residence several hundred feet away.

Ortiz was found by officers at the scene and taken into custody. (See further supplemental reports for further information).

Reporting Officer	ID#	Division INV	Approved By D. J. Grande	Date of Report 03/13/2004	Time 17:55
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SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES AND OTHER PEOPLE ASSOCIATED WITH THE CRIME PAGE

•	AND OTHER F	EOPLE ASSO	CIATED WITI	THE CRIME	PAGE 3 OF 10	CASE NUMBER 0402679
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E 28TH ST	· . I · «casos , 19. administra		and the second s
CITY NATIONAL CITY	DATE 03/10/20		DAY OF WEEK TIME BEAT Wed - Wed 23:00 - 23:30 235
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Scott Shanahan ARJIS-2 (REV 7-95 ELECTRONIC)

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CRIME	Officer's Report Narrative				Page 7 of 10		Case Number 0402679	
Code Section And Description (PC / 211 / ROBBERY	one incident only	/)	J 1042 8 884	Date 03/10/2004 - 03/10/2004		Day of Week Wed - Wed	Time 23:00 -	23:30
Location Of Incident (Or Addres	's)			00/10/2001	City NATIONAL	. CITY	District	Beat 235
Person(s) Involved: Victim								
Suspect (If Named) ORTIZ, RICHARD								
Properly Tag No.(s)				dia		***************************************		
SYNOPSIS:								
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On 03/10/04 at about 230 sigarettes by two adult ma				fepoint of his car k		ok yard of		
National City. Immediate	ly after the r	obbery, R	tichard Ortiz stol			CA		
which parked in front of t	he address w	vhere he v	vas robbed.					
ORIGIN:								
On 03/11/04 at about 095. Street in National City. T icense plate was forcibly Hispanic male adults.	he reporting	g party,	, report	ed that his 1986 blu	e	4-door	unki	nown
NVESTIGATION:								
Jpon my arrival at about below listed statement fro ear. has known both	m ref	erence the	robbery of his o		ack of cig			
After obtaining st	atement, I sj	poke with	the resident of			ada	lvised n	ne that
				backyard at hind hers but she d		without ow where he		sion.
After talking with did not know if Ort model in the f we could locate the licenveeks ago and had not reg	iz still lived e driveway. nse plate nui	there. I then dr nber for t	pointed out ove him to Moyn he car.	nahan's Towing at 3 archased the car fro	co 3200 Nati	lored house onal City Bo	with an	older I to see
While at Moynahan's,					tha nast s	and eat that	loando -	lota
rom the mechanic. The li								16110
lispatch and requested the	•						ehicle.	
lispatch advised me that N lispatch several minutes e	•						ımber th	rough
	~			•				
Dispatch further advised the the the the the the the the the the								arked a
Reporting Officer Scott Shanahan		D# 393	Division PATROL	Approved By D. J. Grande		Date of Repo 03/12/2004	rt Time 23:59	

Continued From: CRIME		San Diego Regional Officer's Report Narrative				
						e Number 2679
Code Section And Description (PC / 211 / ROBBERY	one incident only)	IVALIALIYC	Date 03/10/2004 - 03/10/2004	Day of Wee Wed - Wed		9 0 - 23:30
Localion Of Incident (Or Addres	(5)			City NATIONAL CITY	Dist	ricl Beat 235
Person(s) Involved: Victim		99 		MATIONAL OTT		200
Suspect (If Named)			<u>, </u>			
Property Tag No.(s)	The second secon					
female. Carranza approact because it was illegally pa The Hispanic male driver to fix the problem. Carra	arked. told Carranza that l	he was having a problem	with the car at	nd would drive to	o the troll	
drove back to the ocated his car.	East 28th Street	t and dropped him off. I	advised him I	would get in tou	ch with hi	im if we
BACKGROUND:						
Vone,						
STATEMENTS:						
(Victim/witness s	tatement):					
On 03/10/04 at about 2300 hou about doing some landscaping standing by the ba		ed into the back yard at		who lives at saw a Hispanic ma	le adult, he	knew as
did not think anything al	oout it because '	often stays in the backyar	d because his ex-	girifriend,	live	s in the
walked by 'walking are becasions over the past two or	ound in the rear portion of		en "Richard" at t	he residence on sev	eral differe	
walked back toward the aid he did not take it and said he yard and that maybe he too	that he had heard from o	other residents at	that "Ricl	if he took his elected hard" was suspected		
walked over to "Rilemanded, "give me your money was blocking his escape and he	ey." started to ba	had accused him of buck away and saw that				
Richard" reached into his from ear keys. Said he was no mife with a ten-inch blade and money!" "I'm not screwing are	t going to give him his t held it in his left hand.	money and that he was going "Richard" told "Tam;	to leave, "Richa	rd" pulled out the ho	omemade k	ooking
Reporting Officer Scott Shanahan	ID # 393		ved By Grande	Date of 9		ime 3:59
	~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ 	ORIGINAL	······································	*	Continued	Y

Continued From: CRIME		San Diego Regional						
			Officer's Report			Case Number 0402679		
	***************************************	Narrati			9 of 10			
Code Saction And Description (one Incident PC / 211 / ROBBERY	only)		Date 03/10/2004 - 03/10/2004		ay of Week Ved - Wed	Time 23:00 - 23:30		
Location Of Incident (Or Address)				City NATIONAL	CITY	District Beat 235		
Person(s) Involved: Victim								
Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s)	***************************************	,	and the state of t		W			
Clobarty registrator						~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~		
Richard then walked toward with t	the knife as thou keys. pressed the kni eft jacket pocke	ngh he was going to state of the against the state of the	n from the backyard wi	watch fr	right om his left rear	pocket and a		
from a garage down the street.				ust needed o	0 use it to ioag	some mings		
decided to wait to see if "Richard" the yard as if he were looking for someoned did not witness the theft of his	ie. Tie niet a	female named, '	who was also vi	siting with		ng up and down		
made several attempts to call "R at East 24 th Street and Highland Avenue s								
When arrived at the 7-11 store he sinto the middle gas pumps and give him the keys. "Richard" said, "I wil	across the stree	et and confronted him	about his car.	yelled at "Ri	as driving. "Ri ichard" to get c	chard" pulled out of his car and		
got into the car with "Richard" a back to the house and saw that "Richard"				hen they read	ched the house	walked		
decided to wait until morning to se East 28 th Street and looked for his car. away.								
spoke with at call police and report the robbery and his		nd asked if she had s n.	een his car. ha	d not seen	car and	he decided to		
can identify "Richard" and 'lead look at the female passenger to provide m			n identify the male pass	senger but h	e did not get a	good enough		
described "Richard" as being a His light complexion, muscular to fat build, we Street in National City.								
described 'least 'as being a H black hair, mustache, unshaven, medium o know where 'least 'lives.			f age, 5'11" tall, 160 to blue or dark colored l					
described the knife used in the robb he could not see what the handle looked li was being concealed under "Richard's" sl	ike. does		ith a 10-inch blade. Trd" had the knife in a s					
EVIDENCE:								
Reporting Officer Scott Shanahan	ID # 393	Division PATROL	Approved By D. J. Grande		Date of Report 03/12/2004	Time 23:59		

ORIGINAL

Continued *rom: CRIME				Page 10 10	Case Nu 0402679	
Cade Section And Description PC / 211 / ROBBERY	ane incident only)	Date 03/10/2004 - 03/10/2004		Day of Week Wed - Wed	Time 23:00 - 2	23:30
Location Of Incident (Or Addres	GS)		City NATION	IAL CITY	District	Beal 235
Person(s) Involved: Victim Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s)						

No physical evidence was obtained.

INJURY:

did not sustain any injuries as a result of the incident.

PROPERTY LOSS:

had an "Elgin" wrist watch with a gold dial and a silver band with gold in the middle, a 1986 blue 4-door CA and and a pack of Camel filter cigarrettes. The "Elgin" watch was estimated by \$300.00. The pack of cigarrettes were estimated at \$4.00. Said he paid \$1,500.00 for the car and had just paid for over \$3,000.00 in repairs.

FOLLOW UP:

By NCPD Detectives

RELATED REPORTS:

Case #0402679. Traffic collision investigation. CHP-180 stolen vehicle report.

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
Scott Shanahan	393	PATROL	D. J. Grande	03/12/2004	23:59
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Continued From OFFICER'S REPORT ONLY	San Diego Regio Officer's Repo Narrative	Page 1 of 2	Case No 0402679			
	URDER/DEGRÉÉ UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 24th Street (South Parki			City NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim NCPD Officer Harward, NCPD (Suspect (if Named) Ortiz, Richard Property Tag No.(s)	Officer Milter					

SUPPLEMENTAL REPORT

On 3-11-04, at about 1149 hours, I was the on-duty Dayshift Supervisor and was in the police station speaking with the Watch Commander, Lt. Fifield. I overheard police radio traffic that officers had located a carjacking vehicle in the 600 block of E. 24th Street and were walking up on it. A few moments later, I heard an officer state, in a distressed tone, that he was in foot pursuit. At this time, I discontinued our conversation and left the building to assist these officers.

During my response, I overheard radio traffic indicating shots had been fired. I upgraded my response by turning on the overhead lights of my patrol vehicle and siren and arrived at the south parking lot of 620 E. 24th Street. I saw there numerous expended bullet casings on the ground. I directed Officer A. Hernandez to put up yellow barrier tape to establish this as a crime scene.

I then responded to the "L" intersection of E. 28th Street and "F" Avenue, which is south of the parking lot of 620 E. 24th Street. There, I saw a traffic collision had occurred involving the following vehicles:

- 1. A blue California License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License License License Plate # (stolen, carjacked vehicle). I saw there were bullet holes in the License L
- 2. A gold California License Plate #

I saw there was an unidentified male lying on the ground next to the with an apparent wound to one of his knees. NCFD and Paramedics had arrived and were attending to this male and there were numerous officers around. After making sense of what I was seeing, I had officers of the scene after the collision.

Because my patrol vehicle was now boxed in by other emergency vehicles, I got into NCPD Patrol Vehicle # 370. I moved this vehicle from the intersection of E. 28th Street and "F" Avenue, to the front yard of E. 28th Street. This enabled me to get my patrol vehicle out of the immediate area.

I coordinated the efforts of all officers as I determined the following areas to be crime scenes:

- 1. South parking lot of 620 E. 24th Street.
- 2. Intersection of E. 28th Street and "F" Avenue.

I arranged for these areas to be cordoned off with yellow barrier tape and secured.

As witnesses were located by officers and the most updated information was being broadcast, Detective L. Hart said he had a witness who saw the outstanding suspect run from the traffic collision scene eastbound on E. 28th Street. Detective Hart continued and said his witness saw the suspect then head in a northerly direction in the area of "G" Avenue. The suspect was described as wearing a beanie and wearing a light blue shirt. I directed officers to tighten the

	Reporting Officer	ID #	Division	Approved By	Date of Report	Time			
	MHARLAN	361	PATROL	R. G. Triviz	03/11/2004	21:32			
-	<u> </u>								

Continued From: OFFICER'S REPORT ONLY	San Diego Regional					
	Officer's Report Narrative			Page 2 of 2	Case Nu 0402679	
	rarr	auve		2.0,		
Code Section And Description (Date		Day of Week	Time	
PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED 03/11/2004				THU	11:50	
Location Of Incident (Or Addres		City		District	Beat	
620 E. 24th Street (South Parki	ng Lot)		NOTTAN	VAL CITY	1	240
Person(s) Involved: Victim			··· •			L
NCPD Officer Harward, NCPD (Officer Miller					
Suspect (If Named)			***************************************	······································		
Orliz, Richard						
Property Tag No.(s)						

perimeter to around this area. As officers did this, I requested mutual aid assistance and received it in the form of several SDSO Deputies and the ASTREA helicopter.

An unidentified officer advised over the radio that he could hear movement in or around the residence later to be determined as 631 E. 28th Street. As I made my way toward this location, several officers entered the backyard of this residence. I instructed officers to establish a perimeter around this residence and check the backyard since they were already there. An unidentified SDSO Deputy told me he knew that this particular residence was vacant and no one was supposed to be inside. I do not know how this deputy knew this information. I additionally instructed officers not to enter the residence until the availability of a mutual aid K-9 team was determined.

I maintained a position on E. 28th Street where I could see the south and west sides of 631 E. 28th Street. At one point, I saw Detective Hart look over a white fence that separated the front and back yard area of 631 E. 28th Street. This fence was located on the west side of the residence. I next saw Detective Hart giving verbal commands to a person lying in the grassy area on the west side of the residence, just south of the fence. This person was later identified as Richard Ortiz. I ran to this location, as did Officer M. Gonzales. Officer Gonzales assisted with the handcuffing of Ortiz. I saw Ortiz was wearing a beanie and a light blue shirt, which matched the broadcast suspect description.

I arranged for Ortiz to be transported to NCPD for processing. For the next couple of hours, I coordinated the	e on scene
NCPD and SDSO personnel to facilitate the smooth processing and handling of this incident.	
Olivewood Elementary School is directly adjacent to where the shots had been fired, and St	weetwater
High School is directly adjacent to both the collision scene and to where the suspect was located.	

After on scene assignments had been made and were being carried out, I left the scene and returned to NCPD where I continued to facilitate the processing and handling of this incident.

Report completed by:

Sgt. M.B. Harlan # 361 3-11-04 at 2135 hours.

Reporting Officer	ID#	Division	Approved By	Date of Report	Time			
MHARLAN	361	PATROL	R. G. Triviz	03/11/2004	21:32			
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San Diego Regional Officer's Report Narrative			Page 1 of 5		
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED Date Date Date Day of W				Time 11:50	:
			IAL CITY	District	Beat 240

	Officer's I Narrat one incident only) URDER/DEGREE UNSPECIFIED	Officer's Report Narrative one incident only) URDER/DEGREE UNSPECIFIED One incident only) URDER/DEGREE UNSPECIFIED	Officer's Report Narrative one incident only) URDER/DEGREE UNSPECIFIED s) Officer's Report Narrative 03/11/2004 City	Officer's Report Narrative One incident only) URDER/DEGREE UNSPECIFIED One incident only) Date 03/11/2004 Day of Week THU	Officer's Report Narrative One incident only) URDER/DEGREE UNSPECIFIED S) One incident only incident only inc

DETECTIVE FOLLOW UP REPORT

STATEMENT OF (Witness)
On 03-12-04, at about 1320 hours, I met with at the crime scene taking additional measurements for the investigation. Detective and I walked through the crime scene to determine her location at the time of the officer involved shooting in relationship to the suspect vehicle and the involved officers.
pointed out to Detective the approximate locations of her vehicle when the incident began, the location of the involved officers, the location of the suspect vehicle when the involved officers shouted at the vehicle to "stop," the location of the suspect vehicle when the involved officers pulled and pointed their firearms, and the location of the suspect vehicle when the officers began to fire at it. Detective made marks on the ground for each of the approximate locations.
During the walk through with she made the following unsolicited statements to me regarding the incident, "The car was going right at them (the officers). It only turned when the cops fired at him." Also, "It looked like the (the suspect) clipped a cop in the leg as he turned out."
After we completed the walk through of the crime scene with I transported her back to NCPD to be interviewed. Detective Nagle and I interviewed within an interview room in the Investigations Division. The interview was captured on audio and video tape.
The following is a synopsis of our interview with and is not all-inclusive. For further details, refer to the audio and/or video tape(s) of the interview.
Statement of (Witness): is the of the Royal Apartments located in the 600 block of East 24 th Street. She has worked for the Royal Apartments for about eight years. On March 11, 2004, began working at about 0900 hours. She stayed in her office during the morning hours until it was time to pick up her son at the office of the Royal Apartments and picked up her son. and her son then walked back to the office of the Royal Apartments. and did not see anything suspicious or run into anyone suspicious during this time.
At about 1145 hours, was preparing to take her lunch break. She loaded her south curb line of 600 East 24 th Street. As she was walking out to her vehicle, she saw a male resident of the apartment complex named.

	Reporting Officer ROUNDS	ID # 360	Division INV	Approved By R. G. Triviz	Date of Report 03/17/2004	Time 13:16	
Charles Charles A. A.							

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	Officer's	•	ľ	Page 2 of 5	Case Nu 0402679	
Gode Section And Descrip	Narra	ative Date		Day of Week	Time	
PC / 187*664 / ATTEMPTE	ED MURDER/DEGRÉÉ UNSPECIFIED	03/11/2004	City	THÚ	11:50 District	Beat
Location Of Incident (Or Ad 620 East 24th Street	idress)		NATION/	VL CITY	District	240
Person(s) Involved [,] Victim Harward, D.						
Suspect (if Named) Orliz, Richard		eti				****
Properly Tag No.(s)			Participation	W. and the second of the secon		
"Richa drivew south of dumps away a a parki	showed a silver colored disc player for a "really good price" for the rd" was, but she suspected "Richard" manufered her vehicle (with her two sons) at ay east of the apartment complex. She are stated as a silver colored the really good price" for the apartment complex. She are stated as a state of 620 and 638 East 24 th Street. State of the south edge dirty diaper. As she got back into her was pace adjacent to the 620 East 24 th Shicle was parked about 2-3 spaces to the 'The vehicle was parked facing north, to	from a male named "R night be the son of ano and drove east on East then turned west into to opped her vehicle facing to of the parking area. wehicle, she saw a blue treet building, near the west of the walkway	tichard." ther aparticle southing west. She exite vehicle e souther, between	did not retiment residence. She turned parking area next to some ted her vehicle (suspect vehicles) (suspect vehicles) and 638	t know want. d south in located trash the and the icle) particle of the build	vho into a to the rew ked in ling.
blue ve front pa seated	bes not know the make of the blue vehicle had tinted rear windows, but she wassenger side door was open and windows in the driver seat of the vehicle. The driver his head.	was still able to see thi was able to see inside t iver was wearing a dai	rough the the vehic rk colore	e windows. T ele.	The vehice a male	cle's was
The wh passeng	we another white male adult exit southboute male had a bag hung over his should ger door of the blue vehicle. The white of the vehicle.	der. The white male s	tood rigl	ht next to the	open	
di lot.	d not notice anyone else in the parking	lot. She did not notice	e anyone	e on a bicycle	in the p	arking
the parl because One of drivewa noticed	moment, saw two male police officing lot, west of her location. immediately were wearing blue uniforms with the police officers was taller than the otal to F Avenue. It appeared that the officeach other at the same time. The passe and "slammed" the door shut.	nediately recognized to side arm shoulder pat ther police officer. The ficers and the driver an	the two retches and two points two points and passes and passes and passes are the two points are two passes are the two passes are two passes are two passes are two passes are two passes are two passes are two passes are two passes are two passes are the two passes are two passes are the two passes are the two passes are the two passes are two passes are the t	nales as polic d badges on the olice officers nger of the bl	e officer heir ches stood ne ue vehic	rs sts. ear the cle

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
ROUNDS	360	INV	R. G. Triviz	03/17/2004	13:16

The driver of the blue vehicle backed the vehicle out of its parking space "really quick." The driver of the blue vehicle was unable to back out of the space all the way, because vehicle was blocking

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	Officer's Report Narrative			Page 3 of 5	Case Nu 0402679	
Code Section And Description PC / 187*664 / ATTEMPTED	i (one incident only) MURDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addre 620 East 24th Street			City NATION	AL CITY	District	Boat 240
Person(s) Involved: Victim Harward, D.						
Suspect (if Named) Ortiz, Richard						
Property Tag No.(s)						
put the ve	The blue vehicle backed up to the front of the chicle into "drive." heard the blue vehicle time, the two police officers began running	e's wheels so	queal as e parkin	it began to ac	celerate. o officer	S
	short distance east of the east sidewalk of F Anch other, facing east toward the blue vehicle.					
The drive	er of the blue vehicle accelerated the vehicle we	estbound in t	he park	ing lot, toward	d the two)

officers. driver side window of her vehicle was half-way down and her radio was turned down. At this point, was located to the east of the blue vehicle. The officers raised their hands at the blue vehicle, motioning for it to stop. From inside her vehicle, clearly heard one of the officers shout, "Stop the car!" at least one time. The blue vehicle did not stop and continued accelerating forward toward the officers. Saw the officers draw their guns and point them at the blue vehicle.

The blue vehicle was moving "pretty fast." knows the speed that most vehicles should travel in a parking lot. The blue vehicle was driving too fast for a parking lot. The blue vehicle continued accelerating to "a pretty good speed." and did not see the driver of the blue vehicle apply his brakes during the entire incident.

The two officers were blocking the exit out of the parking lot. There was not enough room to the left (south) of the officers for the blue vehicle to pass by the officers safely. The blue vehicle could have passed the officers to the north of their location by driving over a patch of grass.

vehicle did not apply the vehicle's brakes because she did not see the vehicle's brake lights come on.

could see the officers continued to shout at the blue vehicle to stop. She saw the officers' mouths moving and it looked like the officers were shouting, "Stop the car! Stop the car!" The officers had both hands on their guns. They were pointing their guns at the blue vehicle as it accelerated toward them. The blue vehicle drove "right at" the officers, "head on."

As the blue vehicle accelerated toward the two officers, it continued to travel "faster." "They (the officers) didn't have time to react to get out of the way. It would have hit 'em straight on if they hadn't of fired. Because it got him to veer to the left when they fired on him." The officers did not have time to react to jump out of the way because the blue vehicle was traveling toward them too fast. After the officers fired shots at the blue vehicle, the car changed its direction to the left (south) of the officers. The officers tried to get out of the path of the oncoming blue vehicle by moving in a northerly direction. The blue vehicle did not slow down and continued to accelerate.

Reporting Officer	1D #	Division	Approved By	Date of Report	Time
ROUNDS	360	INV	R. G. Triviz	03/17/2004	13:16

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	Officer's Report		Page	Case Number	
	Narrative Narrative		4 of 5	0402679	
Code Section And Description PC / 187*664 / ATTEMPTED N	/URDER/DEGRÉE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50	
Location Of Incident (Or Addre 620 East 24th Street	93)	City NATIC	NAL CITY	District Beat 240	
Person(s) Involved: Victim Harward, D.			***************************************	- 	
Suspect (If Named)	# 8 PP # 18 PP				
Ortiz, Richard Properly Tag No.(s)				***************************************	
placed his the right for officer sturn heard other." light" comentire incidid and hear any godirections after it turn F Avenue two offices. Later in the suspect be cloth beam was the same recognized "Richard," the apartman Royal A	ribed the white male passenger of the blue vehi ght dirty blond hair in a ponytail. He was wear	dent. The gunsho ring the incident by shots each office th. micle after the vehicular. The two officers limp did not see we two officers limp ar East 24th Street ar	him. It appeared to the two offices occurred "one because she saw er fired. cle passed them cers went in sepachere the blue verence away as she existed. She saw the and F Avenue. In television and a dark colored the suspect was lot earlier in the ast) as a male maichard" used to reet, across the set 25-26 years old sweatshirt and a aerial view of the suspect was lot earlier in the ast) as a male maichard used to reet, across the set 25-26 years old is weatshirt and aerial view of the suspect was lot earlier in the set 25-26 years old is sweatshirt and are aerial view of the suspect was lot earlier in the set 25-26 years old is sweatshirt and aerial view of the set 25-26 years old is sweatshirt and aerial view of the set 25-26 years old is sweatshirt and are in locations of years of the set 25-26 years old is set 25-26 years old is sweatshirt and aerial view of the set 25-26 years old is swea	after the a "flash of estimates the hicle went ted north onto e taller of the saw a male tight-fitting wearing it eday. The amed regularly visit street from the dark colored he south where events he	
	otograph line up with five other "filler" picture e NCPD PD-660 Photo Line Up form before I				

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
ROUNDS	360	INV	R. G. Triviz	03/17/2004	13:16

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Gode Section And Description (one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 East 24th Street			City NATION	IAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D.						
Suspect (If Named)						
Ortiz, Richard Property Tag No.(s)					***************************************	

looked at the photograph line up and said, "five." I asked "Who's number five?" responded, "That's Richard."

explained that the person in picture number five (Richard Ortiz) is the same male she saw being arrested by the police on the news coverage of the incident.

END OF REPORT

Detective Robert A. Rounds National City Police Department Investigations Division

March 14, 2004

Officer Nar	San Diego Regional Officer's Report Narrative			mber I
Code Section And Description (one incident only) f I	Date 03/11/2004	Day of Week THU	Time 11:49	·····
Location Of Incident (Or Address) 620 East 24th Street (South Parking Lot)	City NA	TIONAL CITY	District	Beat 200
Person(s) Involved; Victim Harward, Daniel		***************************************		
Suspect (If Named) Orliz, Richard				
Property Tag No.(s)				

	<u>OF</u>	FICER'S SUPP	LEMENTAL		
On Thursday, March 11, 2004 at ab Harward advise of "shots fired" in tarea and in the process of doing so, East 28th Street. I was the first super Harward and Miller. I saw two veh and the second a 1986 was a suspect vehicle in a and one female. The vehicle was us the pavement a few feet away from gunshot wound to his lower extreminim. Urzua appeared shaken but it is scene soon after, as did emergency is Refer to Lieutenant Fifield's and Officer Harward Miller had discharged their weapons	he area of I heard that arvisor to an icles that he area of I heard that he area of I heard the I had a tries. The fidid not apprendical unificer Kerr's ard if he had	East 24 th Street, 6 It the suspect vehicles on scene. Properties had sustant and the suspect of the suspect o	ooo block. I responded with more left had been involved in an a resent at the scene of the collision. One a 1981 in the collision. One a 1981 ined major damage. Officer a deen occupied by a total of wever, there was a white maler identified as laria Urzua, was tending to any visible injuries. Lieuten ints transported and Urzua and Urzua and Urzua information regarding weapon at the suspects. He	ny lights and s ceident at "F" sion were Off Harward told I three suspects e and a female had sust as she ki ant Fifield arri rzua to UCSD and Urz	iren to the Avenue and icers ne the blue to two males e sitting on tained a nelt next to ved on Hospital. ua.
and obtained initial Public Safety St	atements.		•		
Officer Daniel Harward:					
Officer Harward said he was taken during a carjacking. T Officer Harward and Officer of a parking stall. The vehice Harward. The vehicle sped t was coming right at me". Of vehicle; he said from his local his weapon at the vehicle.	he male tol Miller wal le, which w oward Offi ficer Harw	d Officer Harwarked to the south part occupied by received and ard said he fired	parking lot and saw the vehic nultiple suspects, quickly acc attempted to run him down. two rounds from his service v	to the rear of le, a elerated towar Officer Harway weapon at the	a building. pulling ou ds Officer ard said, "he moving
Officer Harward said the veh Harward drove his vehicle to collided with a second vehicl the vehicle and identified the beanie and sunglasses was ou outstanding driver,	area of Ea e. Officer m as suspe	st 28 th Street and Harward pointed cts. Officer Harv	"F" Avenue were he saw the at a white male and female s vard said the driver, a Hispan	blue itting on the g ic male wearing	had round near ng a dark
Reporting Officer J. Tellez	ID # 300	Division COM SV	Approved By R. G. Triviz	Date of Report 03/11/2004	Time 21:52

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Contineed From. CRIME	San Diego Regional Officer's Report Narrative			Page 2 of ²	Case No 0402679	
Code Section And Description (	one incident only)	Date 03/11/2004		Day of Week THU	Time 11:49	
Location Of Incident (Or Addres 620 East 24th Street (South Pa			City NATION/	AL CITY	District	Beat 200
Person(s) Involved: Victim Harward, Daniel Suspect (If Nemed)						
Ortiz, Richard Property Tag No.(s)			······································	**************************************		<del></del>

#### Officer Chris Miller:

Officer Miller said he and Officer Harward approached the location of the suspect vehicle on foot. Officer Miller saw the vehicle backing out of a parking stall and then suddenly sped forward, westbound through the parking lot towards them. The vehicle sped through the lot and at one point the vehicle "lurched" at Officer Harward. Officer Harward fired his weapon at the suspect vehicle, as did Officer Miller. When asked how many rounds he fired at the Officer Miller removed the magazine from his holstered weapon and said he fired about six rounds. Officer Miller told me he fired at the vehicle tracking it as it passed him. He said his line of fire was in an eastern to southern direction as the vehicle drove passed him.

Officer Miller said there were multiple suspects in the vehicle however he was unable to provide a description of the suspects to me.

As I interviewed Officer Miller, I heard over the police radio that a suspect had been taken into custody from 631 East 28th Street. Uniformed officers walked the handcuffed individual to a marked patrol unit that was parked in the 2700 block of "F" Avenue, near the scene of the collision. Officers Miller, Harward, and I were standing in the entrance of a school parking lot along the south curb line of East 28th Street, about seventy feet away from the unit the suspect was taken to. Officer Miller could not identify the individual as a suspect however, Officer Harward said "that's him" when I asked him to look at the individual for identification purposes. The suspect, who was wearing a dark beanie, was identified as Richard Ortiz.

At this point in time in the interview, Detective Sergeant Triviz arrived at my location. Due to the fact we were short of personnel at the East 28th Street and "F" Avenue crime scene, Sergeant Triviz took over the interview of Officer Miller. Sergeant Triviz escorted Officers Harward and Miller to the scene of the shooting. Refer to his report for additional information. I remained at the scene coordinating the transport of witnesses to the station by police personnel. I left the scene about two hours later after Officer Ybarra and Dougherty were assigned to the scene. Refer to their reports for additional information.

End of Report. J. Tellez, Sgt.

Reporting Officer J. Tellez	ID #	Division	Approved By	Date of Report	Time
	300	COM SV	R. G. Triviz	03/11/2004	21:52
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Cantinued From: CRIME	San Diego Regional Officer's Report Narrative			Page 1 of 1	Case Nu 0402679	
Code Section And Description (	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week	Time 1149	
Location Of Incident (Or Addres 620 E. 24TH STREET			City NATION	IAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D Suspect (if Named) ORTIZ, RICHARD						
Property Tag No.(s)						

#### Officer's Report

On 03-11-04, at approximately 1549 hours, I was assigned to assist fellow officers with transporting patrol vehicles from the intersection of E. 28th Street and "F" Avenue back to NCPD. Upon arrival, I was directed by Officer Geidel to drive NCPD patrol vehicle #437 back to NCPD. During this time, I learned that vehicle #437 had been assigned to Officer Harward. After speaking with Sergeant Harlan, I was instructed to secure vehicle #437 in the underground parking garage at NCPD. I locked the vehicle and left all of Officer Harward's personal items inside.

#### **End of Report**

This report was completed on 03-12-04 at approximately 0406 hours.

Reporting Officer	ID#	Division	Approved By	Date of Report	Tîme
DEREK AYDELOTTE	404	PATROL	R. G. Triviz	03/12/2004	03:57

Contin-ed Front OTHER Supplemental	San Diego Regional Officer's Report Narrative				Case N 040267	
Code Section And Description PC / 245A1 / ASSAULT W/DE/ Location Of Incident (Or Addres 600 E. 28th Street	ADLY WEAPON OTHER THAN FIREARM OR GBI	Dale 03/11/2004	Gity NATION	Day of Week THU IAL CITY	Time 11:50 District	Beat 240
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### OFFICER'S SUPPLEMENTAL REPORT

On March 11, 2004, at about 1150 hours, I heard Officer Miller broadcast over the radio that a traffic collision just occurred and there were "shots fired." As a result, I began to respond to the 600 block of E. 28th Street to assist Officer Miller. I responded from the 1200 block of E. Plaza Boulevard. Upon my arrival, I was ordered to take a position to prevent the suspect, who fled as a pedestrian, from escaping. I posted in the 2500 block of Highland Avenue. Several minutes later the suspect was taken into custody on E. 28th Street. As a result the perimeter was no longer needed. NCPD Dispatch immediately began assigning me to calls for service unrelated this incident. I had no further involvement in this case.

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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# SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES OTHER PEOPLE ASSOCIATED WITH THE CRIME PAGE CASE NUMBER

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Contrated From. CRIME	San Diego Regional					
	Officer's Report Narrative			Page 1 of 2	Case No 0402679	
Code Section And Description ( PC / 187*664 / ATTEMPTED M		Dale 03/11/2004		Day of Week THU	Time 11:49	******
Location Of Incident (Or Addres 620 E. 24TH STREET (TO THE		-	City NATION	VAL CITY	District	Beat 240
Person(s) Involved: Victim HARWARD, DANIEL						
Suspect (If Named) ORTIZ, RICHARD						
Properly Tag No.(s)						

#### OFFICER'S SUPPLEMENTAL

On 03-11-04 at about 1149 hours, I was at the police station monitoring my police radio when I heard as Officer Harward and Miller had located a reported stolen vehicle to the rear parking lot of 620 E. 24th Street. The vehicle also had been reported as being taken in a carjacking from the victim by knifepoint.

A few seconds later, I heard an officer in a frantic tone radio that shots had been fired and the suspect vehicle had collided in the intersection of E. 28th Street and "F" Avenue. I immediately left the station to respond to the location of the reported shooting. I responded with my emergency lights/siren.

While enroute, Officer Harward radioed the suspect driver had fled eastbound from E. 28th Street. Sergeant Harlan radioed for responding units to begin to set up a perimeter to attempt to locate the outstanding suspect. I was directed to the intersection of E. 26th Street and "F" Avenue for both a position and to block traffic into an area, which would be a crime scene.

A few minutes later, Parking Enforcement Officer Ray Crawford arrived at the scene and offered to take my position, so I would be able to assist in some other fashion.

I drove northbound on "F" Avenue to check for the shooting crime scene. On the southwest parking lot to "The Royal Apartments," 620 E. 24th Street, I saw two White male adults on the sidewalk area pointing into the parking lot. I stopped and looked to see what they were pointing at. I noticed several casings on the ground. I parked my police vehicle on the southwest driveway of the parking lot. I exited my vehicle at the same time Sergeant Harlan arrived to this location. I pointed out the casings to him. Sergeant Harlan directed me to close off the area using yellow crime scene tape. I placed the police yellow tape blocking the eastern driveway to the sidewalk, which meets the perimeter fence next to Olivewood Elementary School. I then placed another tape to the east side of the apartment complex building. I remained in this area preserving the crime scene.

Reporting Officer A. HERNANDEZ	ID #	Division	Approved By	Date of Report	Time		
	376	COM SV	R. G. Triviz	03/12/2004	10:23		

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Continued From: CRIME	San Diego Regional Officer's Report Narrative			Page 2 of ²	Case No 0402679	
Code Section And Description ( PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/200/	······	Day of Week THU	Time 11:49	
Location Of Incident (Or Address) 620 E. 24TH STREET (TO THE SOUTHWEST PARKING LOT)			Cily NATIO	NAL CITY	District	Beat 240
Person(s) Involved: Victim HARWARD, DANIEL Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s)						

A short while later, Detective Grande arrived at the scene and instructed me to begin a log of everyone entering and leaving the crime scene area.

The following area the times and police personnel who entered the crime scene:

- 1224 hours- Detective Grande on the scene
- 1230 hours- CSS A. Chavez and P/E specialist A. Flores on the scene
- 1245 hours- CSS A. Chavez and P/E specialist A. Flores out of the scene
- 1330 hours- Detective's Remmers, Grande, Hart, Gelskey, Nagle, P/E specialist Flores, U.S. Customs Agent J. Steeber (#56189) on scene
- 1346 hours- All the above personnel out of scene.
- 1438 hours- Detective Gelskey and P/E Flores on the scene
- 1500 hours- P/E Flores out of scene
- 1515 hours- Detective Gelskey is out of scene
- 1530 hours- Detective Gelskey and P/E Flores on the scene
- 1640 hours- Detective Gelskey instructed me to open the crime scene and close out the scribing.

END OF REPORT
A. HERNANDEZ #376
03-12-04

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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#### Officer's Supplemental Report

On 03-11-2004, at about 1149 hours, I heard Officer D. Harward broadcast that he had located a vehicle that had been involved in a carjacking. Officer Harward broadcast his location at 620 of E. 24th Street. At about 1150 hours, I heard Officer Harward broadcast "Shots Fired" and "the suspects are running eastbound on E. 28th Street from Highland Avenue." I responded with my overhead emergency lights and siren toward E. 28th Street and Highland Avenue.

On arrival, I saw numerous police units on scene and realized the incident was near Sweetwater High, located at 2900 Highland Avenue. Additionally, Olivewood Elementary, located at 2505 "F" Avenue was also near this incident.

I later heard Officers broadcast, all suspects involved in this incident were in custody, therefore,

Officer S. Shanahan was assigned as the "Case Agent" for this incident. Refer to Officer Shanahan's crime report for additional information.

End of Report Officer S. Villariasa #380 Community Service Bureau

Reporting Officer S. VILLARIASA	ID #	Division	Approved By	Date of Report	Time
	380	COM SV	R. G. Triviz	03/11/2004	17:46
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Continued From: CRIME	San Diego Regional Officer's Report Narrative			Page 1 of 2	Case Nu 0402679	
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Location Of Incident (Or Address)			City NATIO	NAL CITY	District	Beat 240
Person(s) Involved: Victim Suspect (If Named) Property Tag No.(s)				And a first of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of the second of t		

#### OFFICER'S SUPPLEMENTAL REPORT

#### **ORIGIN:**

On 03-11-04 at 1150 hours, Officers located a reported carjacked vehicle at 620 East 24th Street. The Officers advised that the vehicle had attempted to run them over and shots had been fired. A brief pursuit ensued, ending in a collision at East 28th Street and "F" Avenue. The suspect driver fled the scene on foot. I responded to the scene at about 1200 hours to assist.

#### **INVESTIGATION:**

On the above date and time, I was dressed in plainclothes (shirt and tie) and in an unmarked police vehicle. I responded to the scene at East 28th Street and "F" to assist. Officer Ybarra was with me.

While at the scene, officers determined the suspect driver was possibly hiding in a yard at 631 East 28th Street. The suspect was described as a Hispanic male, about 22 years old, wearing a light blue shirt and a multi-colored beanie.

I checked the rear yard of 631 East 28th Street with Officer M. Gonzalez, Officer Hart, and Officer Wilkins. 631 East 28th Street is an unoccupied residence. The front, rear and side yards are in a poor state of repair and overgrown with weeds. We checked the rear yard, including two detached sheds and determined the suspect was not in the rear yard.

Officer Hart located a subject matching the suspect's description hiding in the overgrown weeds on the west side of the residence. Officer Hart was pointing his rifle at the subject and was yelling at him. The subject was laying in the weeds and was almost completely concealed. However, I could see the subject was wearing a light blue shirt. There was a wooden fence (approximately six feet tall) separating us from the subject.

Officer Gonzalez jumped over the fence and began attempting to take the subject into custody. Officer Gonzalez yelled that he could not see the subject's hands. I jumped over the fence and landed by the subject's head. The subject was not complying with orders to put his hands behind his back.

Reporting Officer	ID#	Division	Approved By	Date of Report	emiT
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Continued From: CRIME	San Diego Regional Officer's Report Narrative			2	Case Nu 0402679	
Code Section And Description (one Incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED Date 03/11/2004				Week	Time 11:50	
Location Of Incident (Or Address) 620 East 24th Street			City NATIONAL CITY		District	Beal 240
Person(s) Involved: Victim						
Suspect (If Named)						
Property Tag No.(s)						

Because the weeds were so thick, I could not see the subjects hands and he was not putting them behind his back. I assisted Officer Gonzalez in locating the subject's hands and placing them in handcuffs.

Once the subject was secure in handcuffs, Officer Gonzalez and Officer Wilkins walked the subject to a police car.

I further assisted by providing scene security for the residence at 631 East 28th Street pending investigation by NCPD detectives.

For further information, refer to attached reports.

Report completed on 03-11-04 at 1850 hours.

### NATIONAL CITY POLICE DETECTIVE SUPPLEMENTAL

I heard officers in a foot chase and also heard the broadcast of information that shots had been fired. I responded to the scene at East 28 th St and F Ave. Upon arrival, I met Sgt. Tellez who informed me that a male in a green might have seen an outstanding suspect run away. I spoke with the male briefly (identified as
stated that he was seated in his vehicle in the 600 block of East 28 th St when he saw a speeding driving south on F Ave. The crashed into a "Lowrider" and the driver of the took off running on the north sidewalk. The male was a Hispanic male wearing a blue "beanie" style cap and a blue shirt. The male ran east on E 28 th St and then north on the west side of a residence at 631 East 28 th St.
I then walked over to a male being treated by NCFD rescue personnel at the accident scene. The male appeared to be a white male with longer brown hair. I heard Captain Gundert (NCFD) state to someone else, "It appears to be a caliber gunshot wound." I then asked the male, "What's your name". He said, 'Captain'. I then asked him, (later identified as "Who shot you?" told me, "The police". The police". The police was muffled due to the oxygen mask on him.
A number of officers were assembled to search for the outstanding driver. Several officers went to 631 East 28 th St. I entered the backyard and eventually looked over the fence line into the front yard on the west side of the residence. I looked down into the

fence line into the front yard on the west side of the residence. I looked down into the overgrown side yard and saw something blue inside the grass. Thinking it was the hiding suspect I told him to put his hands up or he might get shot. Two hands appeared out of the grass.

Other officers ran to assist including Officer Manuel Gonzales. Gonzales was able to get one of his hands back while other officers struggled to retrieve his hiding hand. The male was later identified as Richard Ortiz. Ortiz was escorted away.

I then assisted Detective Grande with searching for evidence. See Detective Grande's report for further details.

Levi Hart #35# MCPD Investigations

### NATIONAL CITY POLICE DETECTIVE SUPPLEMENTAL

	31204, I was assisting National City Police Detectives in the 2500 block of F one on an officer involved shooting investigation. I spoke with a at a specific and took her statement regarding the activity on 031104 outside her home.
WIT	NESS STATEMENT:
	(Witness)
	stated she was inside her residence washing dishes around noon on 031104. While washing dishes, the heard what sounded like gunshots outside her residence to the east. The heard about 8 loud popping sounds in a rapid succession. Succession ducked down on the floor and crawled to her son's room.
	waited about three or four minutes and then looked out her son's window toward the south and east. Addid not see anything and opened her front door. Constant looked south on F Ave and saw some vehicles near the high school. It appeared the vehicles were involved in an accident (she could not provide further details of the accident, i.e. vehicle descriptions). Saw a police vehicle near the collision. Addid not see or hear anything else.
	did not see the shooting, or hear any yelling prior and after the gunshots.  did not hear any vehicles driving rapidly.  said it was quiet and peaceful prior to hearing gunshots.

Levi Hart #354 NCPD Investigations

Continued From: OFFICER'S REPORT ONLY	San Diego Regional Officer's Report Narrative			Page 1 of 4	Case Nt 0402679	
Code Section And Description (one incident only) PC / 187A*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED Date 03/15/2004				Day of Week MON	Time 12:24	
Location Of Incident (Or Address) 600 E. 28th St			City NATION	IAL CITY	District	8eal 240
Person(s) Involved: Victim						
Suspect (If Named)						
Ortiz, Richard						
Property Tag No.(s)						

#### **ORIGIN:**

On 031104 at about 0930 hours, Officer Shanahan took a report of a Robbery, which had occurred on 031004.

#### **INVESTIGATION:**

On 031104 at about 1150 hours, I heard Officer Miller say over the radio that shots had been fired. I heard over the radio that an officer was needed to take a state at the intersection of 28th St and Highland Av. I took up a position at the above intersection. I heard over the radio that a male suspect had committed a Robbery. He was wearing a multi-colored beanie cap and a light blue shirt. Several San Diego County Sheriff's Department Deputies arrived at my location. Sgt. Tellez told me over the radio to go to the intersection of East 28th St and "F" Av to assist. I asked one of the deputies to take up my perimeter, which she did. I went to the intersection of East 28th St and "F" Av.

Upon my arrival there, I walked up to Officer Wilkins. Officer Wilkins said he needed assistance in searching a back yard in the 600 block of East 28th St because he had received information that the suspect had gone into the yard of a vacant house. Officer Wilkins pointed out the house to me. It was just west of the house at the northwest corner of East 28th St and "G" Av. I told Sgt. Harlan over the radio what Officer Wilkins told me. Sgt. Harlan told me that a witness had told Detective Hart that the suspect had ran toward East 28th St and "G" Av.

Detective Hart, Officers' Wilkins, Dougherty and I went to the East Side of the house. We entered the back yard through the East yard. I was advised by one of the officers that the suspect had committed a Robbery with a knife and that he had swerved his vehicle at Officer Harward. I was also told that he was a Hispanic male. We searched the backyard, however we did not find anyone. I saw Detective Hart walk over to the southwest corner of the backyard. I then heard Detective Hart yelling at someone. I saw Detective Hart pointing his Rifle at the suspect. I climbed on top of the west part of the wooden fence. I looked onto the ground on the West Side of the house. I could see a body stretched out. The body was facing northbound. I could only see the backside of the body and it appeared that the body was face down. The upper part of the body was hidden by overgrown grass. I pulled out my duty weapon.

	Reporting Officer Gonzales, M	ID# 330	Division PATROL	Approved By D. J. Grande	Date of Report 03/18/2004	Time 07:12	
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	Narra	Page 2 of 4	Case Nu 0402679			
Code Section And Description (						
	MURDER/DEGREE UNSPECIFIED	03/15/2004		MON	12:24	
Location Of Incident (Or Addres 600 E. 28th St	s)		Cily NATION	IAL CITY	District	Beat 240
Persan(s) involved: Victim					· · · · · · · · · · · · · · · · · · ·	*
Suspect (If Named)						
Ortiz, Richard						
Properly Tag No.(s)						

I could hear officers yelling at the subject on the ground. I saw Sgt. Harlan standing several feet away from the subject. Sgt. Harlan yelled over to me to jump over the fence, to let other officers know what I was doing for my safety. I jumped the fence and landed at the lower end of the subject's body. I could hear the subject crying. I could not see the subject's upper body, from the back up. I could see that the subject had on a light blue shirt and black pants. I could not see the subject's hands. I put my weight on the upper part of the subject's body. I yelled out to other officers that I could not see his hands. Officer Dougherty came up to me to assist me in handcuffing the subject. I was able to put my hands into the grass and pull his right hand away from what felt like the right side of the subject's head area. I had to pull on the right hand to get it behind the subject's back, because the subject would not pull it away from the head. I yelled out that I had hold of one hand. I then yelled out that I could not see the other hand. I reached into the grassy area, near the left side of the subject's head. I was able to grab hold of the left hand. However, I had to pull on it also, because the subject would not pull it away from the head. I put the left hand behind the subject's back and was able to handcuff the subject.

Other officers and I stood the subject up. It was then that I was able to see that he was a Hispanic male. He was covered in grass. I could now see that he had on a black beanie cap, with a logo on it. I later discovered that this logo was of a subject with a big head and big eyes. It was silver in color. I quickly patted the male down for weapons. He did not have any weapons on him.

At the same time I did this, I pulled on the male's pants to keep them from falling off. Officer Wilkins and I walked the male, who was later identified as Richard Ortiz, to my patrol vehicle.

Officer Wilkins searched the male incident to his arrest. Officer Wilkins found what appeared to be the tube of a pen. It had black electrical tape on it and was bent at one end. It appeared to be the shape of a pipe. I have about 70 formal hours of narcotics training, including training from the California Narcotics Officers Association. I have seen hollowed out pens in the past, which were used to snort drugs through. I have also seen devices in the past, which were made in the shape of a pipe, to smoke drugs through.

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
Gonzales, M	330	PATROL	D. J. Grande	03/18/2004	07:12

Continued From OFFICER'S REPORT ONLY	San Diego I Officer's Narra	Report		Page 3 of 4	Case Nu 0402679	
Code Section And Description ( PC / 187A*664 / ATTEMPTED I Location Of Incident (Or Addres 600 E. 28th St	MURDER/DEGREE UNSPECIFIED	Date   03/1	5/2004 City	Day of Week MON DNAL CITY	Time 12:24 District	Beat 240
Person(s) Involved: Victim Suspect (If Named) Ortiz, Richard Property Tag No.(s)						

I checked Ortiz' pulse to make sure he was not under the influence of any controlled substances. His pulse was normal. I compared his pupils to my Pupilometer Card. His pupils were normal.

I transported Ortiz to the police station for processing. The entire time Ortiz continually cried and yelled. I did not ask him any questions. He made several voluntary statements. He continually yelled, "Oh my God." He also said, "I'll be killed by my family. Oh please sir. I'm sorry. This is bullshit. How come I'm the only one getting arrested. I want to talk to my lawyer. I just tried to get some money back for my family. Please forgive me. I want to call my lawyer."

Once at the station, Ortiz calmed down. As I was walking him through the holding facility, Ortiz said, "I was doing so good too sir. I shouldn't of gone there."

Based on the fact that Ortiz said he wanted a lawyer, I did not read him his Miranda Rights. I processed him at the police station.

I asked Ortiz if he was injured. He showed me his right forearm. It was scraped up. I asked him how he got the injuries and he said he did not know. I then asked him if he had any other injuries and he said, "That's it." I had him take off his shirt. I could see that he had more scrape marks on his left arm, his stomach and back area. I did not locate any other injuries. I took digital film of his injuries and his clothing. I took out the disc and impounded it into evidence at the police station. I took all his clothing from him for evidence. He did not have any underwear. I gave him a paper suit, which he put on. The paper suit covered him from neck to feet.

Ortiz was later transported to county jail and booked.

#### **EVIDENCE:**

Tag #I0020025 One beanie cap. One light blue shirt. One black pair of pants. One belt.

One pair of black shoes.

Tag #I0020026 One plastic tubing of a pen.

Tag #I0020027 One disc.

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Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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Continued From: 'OFFICER'S REPORT ONLY	San Diego Regional Officer's Report Narrative		Page 4 of 4	Case Ni 0402679	
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Location Of Incident (Or Address) 600 E. 28th St		Gily NATION	VAL CITY	District	Beal 240
Person(s) Involved: Victim					
Suspect (If Named)				,,	
Ortiz, Richard			**************************************	·····	
Property Tag No.(s)					

## <u>INJURY</u>:

Ortiz sustained scrape marks on his right forearm, left arm, stomach and back area.

## **RELATED REPORTS:**

See the Crime Case #0402679 by Officer Shanahan for further details.

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Reporting Officer	ID#	Division	Approved By	Date of Report	Time
Gonzales, M	330	PATROL	D. J. Grande	03/18/2004	07:12
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Code Section And Description (	one Incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Wi THU	1	ime 1:50	r) and
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ORTIZ, RICHARD Properly Tag No.(s)						

#### Detective follow-up

On 03-12-04, I met with Ray Crawford at NCPD and interviewed him reference this case. I tape recorded and videotaped this interview. I later impounded the tapes at NCPD.

### Statement of Ray Crawford: (Witness)

Crawford is employed by the city of National City as a Parking Enforcement Officer. He is assigned to write parking citations to vehicles within the city. He wears a light blue uniform and has National City Parking Enforcement patches on his shoulders. He either drives a white and blue parking enforcement scooter or he rides with a partner in a white city Ford Ranger truck. On 03-11-04, he was in uniform and riding with Sheila Carranza in the white city truck. Carranza is also a city employee responsible for citing and impounding vehicles in the city. Crawford had marked vehicles for 72 parking violations earlier in the week. So in order to impound the vehicles, he teamed up with Carranza.

They were patrolling the area on the west side of the city. Crawford had received complaints from business owners that people were illegally parking in the west alley of 1800 Wilson Ave. At about 1110 hours, Carranza drove into the alley and Crawford saw two cars parked in the alley. He started writing a ticket to the first vehicle, which was a black Dodge Avenger. He also saw a blue parked in the alley.

Crawford saw the driver of the get out. He also saw a person in the right front passenger seat but could not provide a description. He saw another person in the back seat. He thought the rear passenger was a female because at one point, she stuck her arm out the rear passenger window. Crawford saw her arm had silver bracelets on them. Crawford

The driver walked up to Crawford. Crawford thought the driver appeared nervous because he was fidgeting. The driver told Crawford that if they were causing problems, they would move. He said they were having problems with the radio and it was smoking. The driver continued and said they could move their car if needed and would move to the trolley station parking lot. Crawford explained that he would like them to move because he did not want to seem unfair by giving a ticket to one car and not the other. Crawford said the driver was very appreciative and agreed to move. Their contact lasted about two to three minutes.

Crawford thought this activity was very strange. He said the driver did not act like a guy who normally receives a break on getting a parking ticket. Crawford said the driver was overly appreciative. Crawford said most people say they will be done working on their car momentarily and ask for a few minutes to finish. Crawford said the driver was overly willing to move. Crawford and Carranza even talked about how odd the driver was. Carranza even had NCPD dispatch run a records check on the which initially showed the car was not stolen.

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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Code Section And Description (	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E 24TH ST			City NATIONA	L CITY	District	Beat 240
Person(s) involved: Victim HARWARD, DANIEL 2 Suspect (If Named)					<u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>	
ORTIZ, RICHARD Property Tag No.(s)				<u></u>		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,

Carranza and Crawford backed out of the alley so the could back out. Crawford saw the driver backing out of the alley and saw he was weaving as he backed up. Crawford thought the driver may have been driving too fast and that he was loosing control or he thought he may have been under the influence of something. Carranza and Crawford later returned to NCPD and Crawford got into his scooter. NCPD dispatch then asked Carranza if the was occupied when she ran the plate and she said it was. NCPD dispatch said the car was stolen. While at NCPD, Crawford talked with Officer Shanahan who told him the car was used in some sort of crime the night before. Crawford told Officer Shanahan about the driver saying he was going to the trolley station. Crawford drove from NCPD and checked the area of 1800 Wilson for the He later heard that there were shots fired and a collision involving the and other NCPD officers. He drove to 26th St. and D Ave. and conducted traffic control by not allowing vehicles or people into the area.

Crawford described the driver as a Hispanic male, 5-06 to 5-07, 220 to 230 pounds wearing a dark beanie. Crawford was not sure if he could recognize a photo of the suspect again due to the beanie. I showed Crawford a photo line up, with Ortiz depicted in number five. He said he did not want to pick the wrong person so he was not able to select Ortiz in the line-up.

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Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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Code Section And Description (	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/20	104	Day of Week THU	Time 11:50	
Location Of Incident (Or Address 620 E 24TH ST			City NATION	VAL CITY	District	Beat 240
Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD					,,,,	
Property Tag No.(s)				444.		

Detective Follow-up
On 03-12-04, I was assisting Detective Rounds in the follow up investigation reference this case. Detective Rounds was interviewing at the scene of the shooting. During his interview, told him that the male who was operating the garage sale on the north side of the apartment complex was the person who the suspect, Richard Ortiz, had been talking with just prior to the shooting. I talked with the male, who identified himself as tape recorded our conversation and later impounded it at NCPD.
Statement of (Witness)
lives at the last He has known a male named "Richard" for about six to seven years. He has gotten to know Richard over the years because he has been passing through apartment complex. On 03-11-04, at about 1145 hours, Richard approached with a CD player and they began talking. During their conversation Richard said, "I'm riding a Richard then said he wanted to sell the CD player. He said he wanted \$40.00 for the player. Said he would give him \$10.00 and Richard accepted.
Richard was looking all around and looking around corners. In addition to see anybody else with Richard. Based on Richard's actions, he thought Richard was up to something. In a paid Richard for the CD player. Richard left and walked to the back (south) parking lot. It later heard rapid gunshots coming from that area. Another male, later rode up to the on a bicycle and said Richard had stolen his car and tried to run him over and run over the officers. The other rode off on his bicycle.
still had the CD player that he purchased from Richard. He had it displayed at the garage sale. Said I could take it so I collected it and later impounded it at NCPD. I showed a photo line up depicting Ortiz in number five. Spointed to number five and said, "That's Richard."

TAG # 20076- CD Player

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Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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ORTIZ, RICHARD Property Tag No.(s)		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		<u> </u>

	Detective Follow-up			
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-	ective Rounds and I interviewed at NCPD.	at NCPD refer	ence this case.	I video and
tapo-recorded the statement	it. Tratel impounded the tapes at Iver D.			
Statement of	(Witness)			
was droi	oping of at Sweetwater High S	School. He was nari	ked facing east	thound in the
600 block of 28 th St., along	g the south curb. After got out of the	car, he straightened	i her seatbelt a	nd started to
drive off. He drove about of	one to two feet and heard skid marks. He had	his stereo on and c	ould not tell ho	ow close the
skidding was to him. His o	ear was then hit on the left/rear side by a blue	four door	(V-1). The fr	ont of
	n north/west. heard the engine of the a stop by smashing into his car.	e still rad	and the tir	es squeating
· ·	. ,			
	opened the driver door and ran east			
	d not open so he got out the passenger door. I ound. He saw a white male get out of V-1 an			
	telped out of V-1 and placed on the ground.			
	hat was there, who was saying she was also in		0,	
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	lso there and heard them saying the when the officers tried to stop the		s stolen and ha	
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was the driver that crashed	into his car and ran off. said the m	ale that was compl	laining about h	
	He had a ponytail and dirty blonde hair. He w			
	d she was in the car was a "tweeker" based or had glasses, either prescription of regular sur		ad speech. She	had a blouse
and a sweater on. One also	ma gasses, earler prescription of regular sur	igiasos.		
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Reporting Officer	ID#	Division	Approved By	Date of Report	Time
DNagle	371	INV	D. J. Grande	03/18/2004	07:57
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Code Section And Description (one incident only) Date				Day of Week	Time		
PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED 03/11/2004				THU	11:49	9	
Location Of Incident (Or Address)				City Di		Beat	
620 East 24th Street			NATIONAL CITY			244	
Person(s) Involved: Victim			.J	Auto - A			
Harward, D							
Suspect (if Named)							
Ortiz, Richard							
Properly Tag No.(s)							

OFFICER'S SUPPLEMENTAL

On Thursday, March 11, 2004, at about 1149 hours, I was working as uniformed police officer assigned to the community services bureau. On this date, at about this time, I monitored radio transmissions regarding Police Services Officers sighting a black that had been stolen the previous night by method of carjacking. Officers Harward and Miller located the vehicle to the rear of 620 East 24th Street.

I responded from 933 'E' Avenue as I continued to monitor radio traffic. While en route, I heard Officer Harward in a distressed transmission state the suspect driving the stolen vehicle had attempted to run him down. He followed up his transmission by relaying that "shots were fired". Shortly after this transmission, Harward advised the vehicle sped away south on 'F' Avenue and collided with another vehicle in at the intersection of East 28th Street and 'F' Avenue. Immediately following the collision the suspect fled eastbound on 28th Street.

At the time I arrived in the area, I took a perimeter position in the 2700 block of Highland in order to contain the northeastern sector. Shortly afterwards, Officer Geidel arrived and relieved me, and I responded to the area of the traffic collision in the area of 2700 'F' Avenue. While standing in the 600 block of East 28th Street, I was informed by Detective Hart that witnesses had seen the driver of the stolen vehicle run east and then disappear in the yard of 631 East 28th Street. I later spoke with these (two) witness, who told me he had seen the suspect go towards this residence and he had most likely not left the area.

I gained the assistance of Officer Gonzales, Detective Hart, as well as Officers Dougherty and Ybarra to search the outer perimeter of the property located at 621 East 28th Street. As officers cleared the backyard and swept around to the side (west) yard of the property, Detective Hart located the suspect, Richard Ortiz hiding underneath brush. Without knowing Ortiz's identity at the time, I recognized that he matched the description of the outstanding suspect given by the pursuing officers. It appeared that Ortiz was so hunkered down in his position that it was difficult for Gonzales and the other officers to handcuff him.

After he was handcuffed, Ortiz while conscious and coherent, made his body limp, which made it difficult for officers to remove him from the area. With the assistance of Officer Gonzales, we held Ortiz up and carried him a few feet as we moved towards nearby police cars. As we walked Ortiz to the car he spontaneously began shouting, "I'm sorry, it's not my fault. They kidnapped me! They made me do it!" As we escorted Ortiz passed Officers Harward and Miller, they each separately identified Ortiz as the driver/suspect from the carjacking vehicle.

Once we reached Officer Gonzales' vehicle, I conducted a search of Ortiz' person. Among other miscellaneous items, I found a plastic makeshift smoking pipe that I recognized from my training and

Reporting Officer TWILKINS	ID#	Division	Approved By	Date of Report	Time
	358	COM SV	D. J. Grande	03/17/2004	15:18
					

Continued From CRIME	San Diego Regional Officer's Report Narrative			Page 2 of ²	Case No 0402679	
Code Section And Description (PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:49	Name and the second second second second second second second second second second second second second second
Location Of Incident (Or Addres 620 East 24th Street	5)	re received in a second control of the second control of the second control of the second control of the second	City NATION	NAL CITY	District	Beat 244
Person(s) Involved: Victim Harward, D Suspect (If Named) Ortiz, Richard						
Properly Tag No.(s)				***************************************		

experience to commonly be utilized in the ingestion of narcotics. I turned over custody of these items to Officer Gonzales who later transported Ortiz to NCPD.

After assisting with Orti	z, I was directed b	y Sergeant Tellez to
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Continued From: CRIME	San Diego Regional Officer's Report Narrative		Page 1 of 2	Case Nu 0402679	
Code Section And Description (Day of Week	Time			
PC / 187*664 / ATTEMPTED M	URDER/DEGREE UNSPECIFIED	03/11/2004	THU	11:50	
Location Of Incident (Or Addres	99)		Clty	District	Beat
620 EAST 24TH STREET			NATIONAL CITY		240
Person(s) Involved: Victim					
Suspect (If Named)					
Property Tag No.(s)					
			•		

OFFICERS SUPPLEMENTAL REPORT

ORIGIN:

On 03/11/04 at about 1150 hours, I responded to 620 East 24 th Street on a report of a police involved shooting. Officer Harward and Officer Miller where attempting to apprehend a suspect driving a stolen vehicle and fired shots at the car when the suspect Richard Ortiz tried to run them over.
I arrived at the scene and assisted by blocking the westbound traffic on East 24 th Street and Highland Avenue. While I was at my traffic post I was approached by the owner of the stolen vehicle, who told me he witnessed the shooting behind the apartment and was the one who found his car parked in the parking lot. I obtained the below listed statement from the preference the shooting.
After obtaining statement I cleared my traffic post and was ordered to drive him to NCPD and wait with him and several other witnesses until they could be interviewed by detectives.
STATEMENT:
said he reported his car stolen about an hour prior to the shooting. Was riding his bike to see a friend near East 24 th Street and Highland Avenue. Passed through the apartments located in the 600 block of East 24 th Street next to the roller skating rink on his way. Saw his car parked in the rear parking lot of the apartments with a white male and female he did not know.
approached the car and asked the male passenger where "Richard" was. was told that he went into one of the apartments. decided to ride over to his friends house and get help so he could get his car back. As he rode around the front of the apartments he saw two police officers standing on the corner of East 24 th Street and F Avenue.

rode over to the officers and told them his stolen car was parked behind the apartments. The two police officers walked toward the back of the complex and decided to ride around the other side of the building.
behind the apartments before the police officers and he saw "Richard" seated in the driver's seat inside his car and was starting the engine.
velled for "Richard" to leave the car and get out "Richard" said "No wait! I want to talk to you! Come over

yelled for "Richard" to leave the car and get out. "Richard" said, "No wait! I want to talk to you! Come over here!" stepped between two parked cars and watched "Richard" back the car out of the parking space. "Richard" saw the two police officers walking up when he was backing out of the stall.

Reporting Officer	ID #	Division	Approved By	Date of Report	Time
Scott Shanahan	393	PATROL	D. J. Grande	03/12/2004	23:35
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ORIGINAL Continued Y

Continued From: CRIME	San Diego Officer' Narr	Page 2 of 2	Case Nu 0402679			
Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED 03/11/2004					Time 11:50	
Location Of Incident (Or Addres 620 EAST 24TH STREET			City NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim Suspect (If Named)		h data in the control of the control				
Property Tag No.(s)						

saw "Richard" accelerate and swerved toward the shorter of the two officers who was standing to the right of the car. The car came within about two or three feet of the officer who backed up and fired a shot at the car. When the car passed the first officer, "Richard" swerved toward the second taller officer who was standing left of the car. The second officer had to jump out of the way to avoid being hit and also fired his gun at the car.
saw "Richard" drive off southbound on F Avenue and out of sight. believed "Richard" was intentionally trying to run down the two police officers as he left the parking lot.

can identify "Richard" if seen again. He thinks he can identify the male passenger but he did not get a good enough look at the female passenger to provide much of a description.

described "Richard" as being a Hispanic male adult, 26 to 27 years of age, 5'11" tall, 220 to 225 pounds, shaved head, clean shaven, light complexion, muscular to fat build, wearing silver wire rimmed glasses, black t-shirt, black pants, white shoes. "Richard" used to live at a live at a live at line and live at live

described the right front male passenger in his car as being a white male adult, 25 to 30 years, 6'0" tall, 160 to 165 pounds, thin build, light complexion, unshaven, blonde hair, wearing a light colored tank top.

described the female passenger as being a female, with long hair NFD.

Continued From: OFFICER'S REPORT ONLY	San Diego l Officer's Narra	Report	Page 1 of	2	Case Nu 0402679	
Code Section And Description (PC / 187*664 / ATTEMPTED MI	one incident only) JRDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of THU	Week	Time 11:50	•
Location Of Incident (Or Addres 620 E 24TH STREET			City NATIONAL CITY	,	District	Beat 246
Person(s) Involved: Victim HARWARD, D						
Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s) 10019600						
	4	and the second s				

DETECTIVE FOLLOW-UP REPORT
On March 11, 2004, at about 1447 hours, Detective Rounds and I interviewed was captured on audio and videotape, which was later impounded at the National City Police Department. The following is a synopsis of statement and is not all-inclusive. Refer to the impounded audio and videotapes for additional information.
Statement of
is the was contacted to haul spoils out off campus.
On March 11, 2004, at about 0555 hours, parrived at Sweetwater high school. was escorted onto the campus via the 28 th street entrance. had completed his third load and was returning to Sweetwater High School.
At about 1135 hours, stopped at the intersection of E 26th Street at F Ave., facing eastbound. saw a small blue four door traveling northbound on F Ave. The windows of this were down; therefore, was about to see inside. The was occupied by a male driver, a male front passenger and a female right rear passenger. The male driver was wearing a beanie. It is unknown what the male passenger was wearing and the female was sitting low in the back seat (appeared to be hiding). The was odd that these people who appeared "Ghetto" looking would be driving around the school. got the feeling that these people were up to no good. The made a right turn onto "F" Ave., and drove onto the campus. The continued north on F Ave.
Upon arrival at the school, he was told by the Safety Coordinator that he had until 1200 hours before the lunch bell rings. If was not loading and off campus before 1200 hours, he would have to remain on campus until the lunch break was over. Coordinator that he had until 1200 hours before the lunch bell rings. If was not loading and off campus before 1200 hours, he would have to remain on campus until the lunch break was over. Coordinator that he had until 1200 hours before the lunch bell rings. If was not loading and off campus before 1200 hours, he would have to remain on campus until the lunch break was over. Coordinator that he had until 1200 hours before the lunch bell rings. If was not loading and off campus before 1200 hours, he would have to remain on campus until the lunch break was over. Coordinator that he had until 1200 hours before the lunch bell rings. If was not loading and off campus before 1200 hours, he would have to remain on campus until the lunch break was over. Coordinator that he had until 1200 hours before the land of the same had a same
saw that the blue he had seen earlier collide into a gold "Low Rider." saw a Hispanic female trying to pull the front passenger out of the described the front right passenger as being a white male. The described the front right passenger as being a white male. The described the front right passenger as being a white male. The described the front right passenger as being a white male mover saw the driver after the accident; therefore, did not know if the person being pulled out of the car was the driver or passenger. The female asked to help pull the male out of the car. The grabbed the white male by the jacket and pulled him out and away from the car.

Reporting Officer	ID #	Division	Approved By	Date of Report 03/12/2004	Tin10
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Confinued From: OFFICER'S REPORT ONLY	San Diego Officer's Narra	Report		Page 2 of 2	Case Nu 0402879	
Code Section And Description (PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/200/		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E 24TH STREET			Cily NATIO	NAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD						
Properly Tag No.(s) 10019600						

described the Hispanic female as being in her late 20's or earlier 30's.

IMPOUNDED EVIDENCE

Tag No.

Description

10019600

(2) Videotapes

(2) Audiotapes

End of Report Detective E. Cordero

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
E.CORDERO	336	INV	D. J. Grande	03/12/2004	09:22
	<u> </u>				<u> </u>

ORIGINAL

Continued From: CRIME	San Diego Regional Officer's Report Narrative		Page 1 of 3	Case Nu 0402679		
Code Section And Description (PC / 187'664 / ATTEMPTED M	one incident anly) URDER/DEGREE UNSPECIFIED	Date 03/11/2004	***************************************	Day of Week	Time 11:50	
Location Of Incident (Or Addres 620 E. 24TH STREET		10071172104	City NATION	AL CITY	District	Beat 200
Person(s) Involved: Victim HARWARD, D						
Suspect (If Named) ORTIZ, RICHARD						
Properly Tag No.(s)					III I	

OFFICER'S SUPPLEMENTAL

On Thursday, March 11, 2004, at about 1150 hours, Officer Dougherty and I responded the scene of a collision, which involved a vehicle of a carjacking, at E. 28th Street. The collision was stemming from an officer involved shooting that occurred at 640 E. 24th Street. Please refer to Officer Shanahan's crime case report for all the details reference this incident.

Officer Dougherty and I were on duty, dressed in plainclothes and driving and unmarked police car. We stopped and parked our vehicle at the southwest corner of E. 26th Street and "F" Avenue. We walked over the scene of the collision at E. 28th Street and "F" Avenue. I could hear over my police radio that one male (suspect) was still outstanding. The suspect was described as a Hispanic male adult, wearing a multicolored beanie cap and a light blue shirt. The suspect had been last seen running eastbound on E. 28th Street from the scene of the collision.

Several minutes later, I was told that the outstanding suspect, later identified as Richard Ortiz, had been taken into custody in the yard of 631 E. 28th Street.

At 1320 hours, Lieutenant Fifield assigned to take up a security post at E. 28th Street and "F" Avenue, while Officer Don Geidel conducted a collision investigation. I began to keep a log for all persons entering and leaving the scene of the collision from "F" Avenue. The following people were already inside the scene: Lieutenant Fifield, Lieutenant Allen, Sergeant Harlan, Sergeant Tellez, Officer Geidel and Vehicle Abatement Officer Sarmiento.

Scene Log for 600 E. 28th Street:

Time:

Name:

Activity:

1326 hours

Lieutenant Fifield

Left the scene

1337 hours

Sergeant Triviz

Entered the scene

Detective Meeks

Crime Scene Specialist Chavez

	·	T-M			
Reporting Officer	ID#	Division	Approved By	Date of Report	Time
A. YBARRA	381	NPT	D. J. Grande	03/11/2004	19:31
			D. G. Gristalia	00/11/2004	າອ.ລາ

Continued From: GRIME	San Diego Officer's Narra	Report		Page 2 of 3	Case Nu 0402679	
Code Section And Description (PC / 187'664 / ATTEMPTED M	one Incident anly) URDER/DEGREE UNSPECIFIED	Døte 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 24TH STREET			City NATION	IAL CITY	District	Beat 200
Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s)						

1345 hours	Sergeant Harlan	Left the scene
1350 hours	Lieutenant Allen Sergeant Tellez	Left the scene
1350 hours	Crime Scene Specialist Esterly	Entered the scene
1357 hours	Sergeant Triviz	Left the scene
1600 hours	Sergeant Bishop	Entered the scene
1419 hours	Sergeant Triviz Detective Nagle Detective Grande Detective Remmers Detective Young Detective Hart D.H.S. I.C.E. James Stever III	Entered the scene
1438 hours	Sergeant Triviz Detective Nagle Detective Grande Detective Remmers Detective Young Detective Hart D.H.S. I.C.E. James Stever III	Left the scene
1500 hove	Officer Leabnin	Entared the goons

1500 hours	Officer Lechnir	Entered the scene

1504 hours	Detective Hart	Entered the scene	
	TYTO TOTAL COLUMN TIT		

D.H.S. I.C	C.E. James	Stever	Ш
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A. YBARRA 381 NPT D. J. Grande 03/11/2004 19:31	Reporting Officer	ID#	Division	Approved By	Date of Report	Time
	A. YBARRA	381	NPT	D. J. Grande	03/11/2004	19:31

Continued From CRIME	San Diego Officer's Narra	Page 3 of ³	Case Nu 0402679			
Code Section And Description (PC / 187*664 / ATTEMPTED M Location Of Incident (Or Address 620 E. 24TH STREET	URDER/DEGREE UNSPECIFIED	Date 03/11/20	City	Day of Week THU NAL CITY	Time 11:50 District	Beat 200
Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s)						

Sergeant Bishop Left the scene 1506 hours **Detective Hart** Left the scene 1508 hours D.H.S. I.C.E. James Stever III Entered the scene D.A.C.I. Vincent Giaime 1540 hours Sergeant Bishop Entered the scene 1555 hours D.A.C.I. Vincent Giaime Left the scene 1600 hours

At about 1714 hours, Officer Geidel told me I could stop keeping track of persons entering and leaving the scene. I had no further involvement with this investigation.

End of Report

Reporting Officer A. YBARRA	ID #	Division	Approved By	Date of Report	Time
	381	NPT	D. J. Grande	03/11/2004	19:31

Continued From: CRIME	San Diego Officer's Narra	Page 1 of ³	Case No 0402679	.,		
Code Section And Description (PC / 1874664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E 24TH ST	(5)	Marie Marie	City NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim HARWARD, D						L.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Suspect (If Named) - ORTIZ, RICHARD						
Property Tag No.(s)				THE STATE OF THE S		····

ORTIZ, RICHARD Property Tag No.(s)		mediani ma Manusi ma Manusi ma Manusi ma Manusi ma Manusi ma Manusi ma Manusi ma Manusi ma Manusi ma Manusi ma		
Transport of the state of the s	OF	ercombia ar	There's and accounting the	
	OFI	TCER'S SU	JPPLEMENTAL	
officer involved shoot stemmed from an armo outstanding. I parked southbound travel on I been involved in a coll	ing. While en ro ed carjacking, ar my vehicle at th F Avenue. I wall lision with anoth	oute, I heard nd that the ve e intersection ked southbother vehicle.	radio traffic that the chicle was accounted n of East 26 th Street a und and saw a blue as well as well as white male, later than the saw a white male, later than the saw a white male, later than the saw a white male, later than the saw a white male, later than the saw as white male, later than the saw as white male, later than the saw as white male, later than the saw as white male, later than the same	and F Avenue, blocking that had apparently
and attempted to speak told me that get a piece of paper with the Sergeant Bishop told n passenger seat. Sergeat been searched. Urzua reportedly been inside	with Significant. Significant would a name "Maria The that Urzua was that Bishop handed got into the fron a vehicle that was	ergeant Bisl be going to eresa Urzua as also a susp ed me her pu t right passe as used in ar	nop approached the sithe hospital with us. "written on it. I wropect and that she had arse. Sergeant Bishop armed carjacking, I	ital. I got into AMR unit #418 ide door of the ambulance, and Sergeant Bishop handed me a te down the information. been seated in the rear to told me the purse had not alance. Since Urzua had been asked her if I could search her pons inside Urzua's purse.
I was in the back of the Gamester #2201, Jacks				er. Inside the ambulance were
subject called himself 'me he had gotten into the NCPD dispatch on the to monitor both Police Officer to response	'Richard." I ask he car on Highla way to the hospi and Urzua at the do UCSD.	ed went wand Avenue tal. I requese same time	near a car wash by D sted an additional off Dispatch advised th	and told me the nto the vehicle. It told not be able ney would request a San Diego the trauma unit. While in the
				I told Urzua that I did not
Reporting Officer D KERR	ID# 387	Division NPT	Approved By D. J. Grande	Date of Report Time 03/11/2004 18:43

Continued From: CRIME		San Die	go Regional			
		Page 2 of 3	Case Nu 0402679			
Code Section And Description (c	ne incident only)	<u>i</u> Na	rrative Date	Day of Week	Time	
PC / 187 ⁴ 664 / ATTEMPTED MU Location Of Incident (Or Address	JRDER/DEGRÉE UNSPEC	DIFIED	03/11/2004	THÚ City	11:50 District	Beat
620 E 24TH ST				NATIONAL CITY	151511701	240
Person(s) Involved: Victim HARWARD, D		**************************************				***************************************
Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s)						
want her talking to they did not have the r the security roomon th want Urzua to walk aw While with Urzua, she by saying, "We had a w driver of the	nan power to stay e first floor since yay from the hosp continually mad weird feeling tod	with Urzu wo oital. e spontaned ay when we	ta while I was with buld probably be going out statements regarding were drinking." Urzu	I stayed wi into surgery and ag the incident. It is started saying	th Urzua I I did no Urzua st	a in ot tarted
her boyfriend, and she four to four and a half	was concerned the				en dating	
Urzua told me that she block. Urzua told me to in a dumpster. went inside the trailer offered \$30.00 for the	hat "Richard" of Urzua, and "Ric with the CD play	fered her a chard" then er, and retu	nd a ride to sell went to a trailer park i arned a few minutes lat	a CD player she n Imperial Beacl er saying that he	had fou h. Richa	und ard
They went to an alley, was attempting to insta attempt to install the st	ll a stereo in the				ere. enued to	
Urzua said Richard dro him he did not know he guns out and Richard 1 care if the cop was then	ow to drive." Ur began panicking.	zua told me The police	e that four to five office e started walking up th	ers approached v e driveway and,	vith thei "he didi	1
Urzua said, "The cops realized that had of the collision to tell the	d been shot. Rich	hard drove	"about 50" and crashe		-	
While with Urzua, San told me that he had resp	***				urs. Res ked Ser	
Reporting Officer D KERR	1D # 387	Division NPT	Approved By D. J. Grande	Date of Repo 03/11/2004	ort Time 18:43	

Continued From: CRIME	San Diego Regional				
	Officer's	Page	Case Nu		
	Narra	3 of ³	0402679		
	URDER/DEGRÉÉ UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E 24TH ST	ss)	Cily NA	TIONAL CITY	District	Beat 240
Person(s) Involved: Victim HARWARD, D					
Suspect (If Named) ORTIZ, RICHARD					
Property Tag No.(s)					

Reschke if he could prepare a report for me. Reschke wrote his report, left the hospital, and returned with a hard copy of the report.

While talking to Urzua, I noticed her speech was rapid. I conducted a record check with NCPD dispatch and discovered that she was on probation for being under the influence of a controlled substance. I took Urzua's pulse at about 1506 hours. I found her pulse was about beats per minute. I looked at Urzua's light while under a bright flourescent light. Both of Urzua's pupil's were about mm (measured with pupilometer). There was a preaction when introduced to the direct light of my flashlight. I saw that Urzua's tongue had slight white coating, and Urzua told me she was thirsty. I performed the Rhomberg test on Urzua and discovered her internal clock was estimated at

I asked Urzua if I could search her purse again. Urzua said I could. Urzua has also waived her fourth amendment rights as a condition of probation. I located butane fuel, a torch, a small piece of plastic consistent with the type used to package narcotics, on a container that had a white crystal residue.

Detective Jeffrey Meeks arrived. Detective Meeks asked Urzua if she would mind coming to the station voluntarily. Urzua agreed to go to the station. Detective Meeks and I went to the station with Urzua. At no time while Urzua was with me was she handcuffed.

END OF REPORT COMPLETED BY D. KERR #387 031104/1850

Centinued From: CRIME	San Diego Region					***************************************
	Officer's Report	•		Page 1 of 2	Case Nu 0402679	
<u> </u>	Narrative			10,	4,020,0	
Code Section And Description (PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:49	***************************************
Location Of Incident (Or Addres 620 E. 24th St.	(3)		City NATION	AL CITY	District	Beat 246
Person(s) Involved: Victim Harward, Dan, Miller, Christoph	er		Aprilla de la constanta de la	**************************************		
Suspect (if Named) Ortiz, Richard						
Property Tag No.(s)						
New York Control of the Control of t	Officer' Supplemental					

On 031104, at about 1149 hours, I was on duty as the Day Shift Watch Commander talking with Sgt. Harlan, the Day Shift Supervisor, in the Sergeant's Bay. At about this time I overheard radio traffic that officers located a carjacking vehicle and were walking up on it. A few moments later one of the officers stated in a distressed tone that they were in foot pursuit. At this time Sgt. Harlan and I discontinued our conversation and Sgt. Harlan left the building to go assist. I then heard radio traffic that police had fired shots. I immediately left the building and headed to the area of E. 28th St.

and F Ave. where there were now reports that the suspects had crashed and one was running from the scene.

Upon my arrival at the intersection of E. 28 th St. and F Ave., I saw that a blue had collided with a gold Officer's Harward, Miller and Sgt. Tellez were the only officers I saw at the scene. I saw a white male adult later identified as a man on the ground being assisted by Sweetwater High School staff. That had an injury to his left leg that was bleeding. I also saw a female, later identified as Maria Urzua, kneeling next to saw that the blue had several bullet holes in it.
The first person I talked with was Officer Harward. Officer Harward pointed at the male later identified as stated, "I was one of the officers who shot." I confirmed with Harward that he had fired shots and was wounded by one of the rounds. Officer Harward confirmed that and stated that Frisbie was the right front passenger in the blue was being attended to and I did not take any statements from him. Now knowing that Officer Harward was one of the involved shooting officers I directed him to Sgt. Tellez to give a public safety statement. I also told Officer Harward that we would clear him from the scene as soon as we could.
I then talked with Officer Miller. Officer Miller told me that he too had fired shots at the vehicle. I told Officer Miller to keep and eye on and Urzua and that he should report to Sgt. Tellez shortly to give him a statement. I then talked with the driver of the gold because he appeared to be the parent of a teenage girl who was injured. The man told me that the girl, was his stepdaughter and that she had been standing next to his vehicle when the hit her and his vehicle. He confirmed that she was standing outside of the when she was struck. She appeared to have a minor injury to one of her legs. EMT's were treating her and I did not talk to her. I advised to stand by and he would be interviewed.
At the same time that I was involved in the scene at E. 28 th St. and F Ave. Officers were searching for the outstanding suspect who was the driver of the blue. He was last seen around the houses a block away at E. 28 th St. and G Ave. After several minutes of searching a male was located hiding in the yard at 631 E. 28 th St. This male was later identified as Richard Ortiz and confirmed as the driver of the blue that officers had fired at and shortly thereafter collided with the gold. Ortiz was arrested and transported to the police station. At about the

Reporting Officer K. Fifield	ID # 355	Division PATROL	Approved By D. J. Grande	Date of Report 03/11/2004	Time 19:05			

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Code Section And Description (one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:49	pg.rp.rv
Location Of Incident (Or Address)			City NATIONAL CITY	District	Beat 246
Person(s) Involved: Victim Harward, Dan, Miller, Christoph	er				
Suspect (If Named) Orliz, Richard					
Property Tag No.(s)					

same time Ortiz was located, I directed Officer Kerr to go with and Urzua who were being transported via ambulance to the hospital.

Sgt. Tellez collected public safety statements from Officers Harward and Miller while I coordinated with other officers and detectives who were investigating the crime scenes. After doing this I responded to the police station to take care of duties related to this incident.

Lt. Keith Fifield #355

Continued From: CRIME	San Diego Regional Officer's Report Narrative		Page 1 of 1	Case Number 0402679		
Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED Location Of incident (Or Address) 620 E, 24th St. (South Parking Lot)		Date 03/11/2004			Time 11:50 District Beat 240	
Person(s) Involved: Victim Suspect (If Named) Orllz, Richard Property Tag No.(s)						

Detective Supplemental

During the investigation of an Officer Involved Shooting that occurred on March 11, 2004, I spoke to National City Police Service Officer S. Carranza. I interviewed Carranza regarding her witnessing the suspect, Richard Ortiz in possession of the stolen before the shooting incident.
During the interview Carranza told me that she ran the license plate number to the

During the interview, Carranza told me that she ran the license plate number to the through DMV records via NCPD Dispatch. NCPD Dispatch advised Carranza the had not been reported stolen.

This supplemental report is to clear up any discrepancies in her statement regarding the word "not" was inadvertently left out of my initial report, and overlooked at the time of the initial report being approved.

Confined From CRIME	San Diego Officer's Narr	Report		Page 1 of 5	Case No 0402678	
Code Section And Description (one incident only)	Dale	,,,	Day of Week	Time	······································
Location Of Incident (Or Addres	URDER/DEGREE UNSPECIFIED	03/11/2004	Low	THU	11:50	r 6
620 E. 20TH ST	io)		City NATION	VAL CITY	District	Beat 243
Person(s) Involved: Victim			·	 		L
MILLER, C Suspect (If Named)				,		
ORTIZ, RICHARD						
Property Tag No.(s)			***************************************			

<u>DETECTIVE FOLLOW-UP</u>

VICTIM STATEMENT FROM OFFICER C. MILLER

On March 11, 2004, at about 1700 hours, Detective Grande and I interviewed National City Police Officer Christopher Miller (ID #413) in an interview room within the National City Police Department's Investigations Division. The interview was captured on audio and videotap, and was later impounded into evidence at NCPD. The following is a statement from Officer Miller and it is not all-inclusive. Please refer to the audio and videotape for a complete statement.

Officer Christopher Miller (ID #413) has been employed by the National City Police Department since September 2002. He completed his probationary period on March 10, 2004, and has been functioning as a solo officer for the last six months.

On March 11, 2004, Officer Miller was assigned to the Patrol Division, Day Shift (0600 – 1600 hours), Squad "A",

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working as a solo officer on his assigned beat (21), and his radio call sign was "He was working in full uniform,
which consist of National City Police shoulder patches on both arms, a gold police badge on the front left breast, and a
duty belt. A caliber semi-automatic handgun is Officer Miller's weapon, carried on his
magazines have a round capacity. An round is loaded in the chamber of the gun (standard
operating procedure). On this day, Officer Miller was driving NCPD patrol car #370, a fully marked black and white
vehicle with overhead red and blue emergency lights.
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On or about 1120 hours, Officer Miller heard a police radio broadcast bulletin (B.O.L.) regarding a carjacked vehicle
that had been seen in the west alley of the 1900 block of Wilson Avenue, National City, within the last twenty minutes.
Three subjects occupied the stolen vehicle. Police Service Officer S. Carranza had relayed this information to NCPD
Dispatch. NCPD Dispatch advised the field units of the carjacked vehicle's description, license plate number, and of
the weapon used during the taking of the vehicle being a knife. Officer Miller said he remembered the vehicle
description as being a dark blue with the last three digits of the plate being similar to
description of the suspects (possibly 3 suspects involved) was also broadcasted by dispatch.

Officer Miller went to the west alley of 1900 Wilson Avenue to investigate. Upon his arrival, he was unable to locate the carjacked vehicle. During this time, PSO Carranza advised over the police radio that one of the occupants of the carjacked vehicle mentioned their car radio was not working and they planned to move to the 24th Street Trolley station. Officer Miller then proceeded to check the surrounding area around the 2200 block of Wilson Avenue, where he came upon a possible suspect vehicle, a black parked in the alley, but it was not the vehicle in question. Officer Miller concluded his search by checking the 24th Street Trolley Station, located at 506 W. 22nd Street, National City.

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	URDER/DEGRÉÉ UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 20TH ST	\$}		City NATION	IAL CITY	District	Beat 243
Person(s) Involved: Victim MILLER, C						I
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After being unsuccessful in locating the carjacked vehicle, Officer Miller drove out of the area and was en route to the northeast end of the town to complete some paperwork.

Officer Miller was driving eastbound along E. 24th Street, passing D Avenue when NCPD Officer Harward called him on the police radio to meet him in the 500 block of E. 24th Street. Officer Miller parked his patrol car along the west curb of the 2400 block of F Avenue, facing south. Officer Harward had his patrol car parked in the 500 block of E. 24th Street and he was out of his car.

Officer Harward told Officer Miller that he had seen the carjacked vehicle (based on the vehicle description and license plate number) parked in the south parking lot of 620 E. 24th Street and it appeared to be unoccupied. They planned to further investigate by approaching the vehicle on foot. Officer Harward advised dispatch about their observations. At that time, Patrol Sergeant Harlan asked over the radio if the car was occupied and Officer Harward responded that he was uncertain.

Officers Harward and Miller proceeded to walk toward the south parking lot of 620 E. 24th Street—moving in a southeasterly direction from the southwest corner of E. 24th Street and F Avenue to the parking lot. Somewhere near the middle of the street on F Avenue, a white male adult on a bicycle, later identified as (the victim of the carjacking), approached the officers and mumbled something unintelligibly about the carjacked vehicle. Officer Miller believed he heard (the meant that his stolen car (the carjacked vehicle) was parked "over there," pointing to the east toward the south parking area of 620 E. 24th Street. Officers Harward and Miller continued on foot toward the parking lot.

As the officers rounded the southwest corner building of the 620 E. 24th Street, Officer Miller saw the carjacked vehicle—the dark blue—backing out of a parking stall at a high rate of speed with its tires screeching. Moments before the carjacked vehicle had started to back up, the officers had moved to the middle of the parking lot, but were slightly north of the cement swale (located in the middle of the parking lot that has a downward grade to the west). Based on the vehicle's appearance, it matched the carjacked vehicle description. Officer Miller did not see the occupant(s) get into the carjacked vehicle before it backed up. The carjacked vehicle had been parked about 8 – 10 parking stalls east of the officers' location with the front of the vehicle facing north toward the building. Officer Miller remembered seeing the carjacked vehicle parked east of a black colored Honda. Officer Miller described the parking lot as being wide enough for two vehicles to egress and ingress at the same time. As the carjacked vehicle accelerated out of the stall, its rear-end went south and then east in a "J" turn. There was no other traffic in the parking lot at this time. Officer Miller was standing approximately 3-5 feet behind Officer Harward and to his left (north)—almost side-by-side. Once the carjacked vehicle cleared the stall, the front of the vehicle faced west, head-on directly at the officers. At this time, Officer Harward had his firearm unholstered and at the low ready, and Officer Miller had his gun out at the ready.

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Code Section And Description (PC / 187'664 / ATTEMPTED M Location Of Incident (Or Addres 620 E. 20TH ST	URDER/DEGRÉÉ UNSPECIFIED	Date 03/11/2004	City NATION	Day of Week THU IAL CITY	Time 11:50 District	Beat 243
Person(s) Involved: Victim MILLER, C Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s)						***************************************

Officer Miller estimated the carjacked vehicle was approximately 100-feet east of them. To the best of Officer Miller's recollection, he believed all of the windows of the vehicle were in the up position and darkly tinted (front and rear). This made it difficult for him to see the occupants inside; however he did see the driver, who matched the description of the suspect from the B.O.L. Officer Harward had his hand up and gave verbal orders to the driver to stop. Officer Miller also yelled orders to the driver to stop the car while motioning with his hand to stop. This had no effect and the driver of the carjacked vehicle did not comply. The carjacked vehicle lined itself up with the officers, and with "maximum acceleration that the vehicle was capable of" the carjacked vehicle took off directly at the officers, traveling west on the south side of the parking lot. Officer Miller heard the tires of the carjacked vehicle spinning and screeching with possible smoke coming up from the burning rubber. The vehicle accelerated "as fast as it could go", racing at them at a high rate of speed. Officer Miller had no doubt the suspect driver had the accelerator pedal "floored." The engine loudly revved with a whine. The carjacked vehicle closed its distance with it and the officers within seconds, traveling west on the south side of the parking lot. Suddenly it made a "sharp jerk" to the right (north) directly at the officers as it continued to accelerate. Officers Harward and Miller were retreating to the north as the carjacked vehicle continued toward them.

As the carjacked vehicle rapidly closed-in, Officer Miller had no doubt that he and Officer Harward were going to be struck by the car.

"...I believe he [the driver of vehicle] had absolutely no intentions of stopping what so ever," Officer Miller explained.

Based on the movements of the carjacked vehicle, Officer Miller said, "I thought he was going to make us into hood ornaments." Officer Miller continued to retreat to the north to get out of the path of the carjacked vehicle, but was unable to because of the carjacked vehicle's high rate of speed and it continuing directly toward them. The car did not make any corrections to avoid the officers. The vehicle was approximately 20-30 feet away when Officer Miller believed he and Officer Harward were going to be struck by the carjacked vehicle. Officer Miller said he was "very scared" and "feared for his life" and Officer Harward's life, more so, because he was "a step closer" (to the south) to the vehicle as it was gunning for them. At that moment Officer Miller was going to fire at the carjacked vehicle in immediate defense of his life and the life of Officer Harward because it was going to strike them. However, Officer Harward had moved into Officer Miller's field of fire and he could not shoot. Right then, Officer Miller saw Officer Harward fire at the vehicle as he "jumped" back (north) as far as he could. The carjacked vehicle continued at the officers without any reduction of speed. Officer Miller believed the car had struck Officer Harward because of his flailing body movements. Based on the direction of the carjacked vehicle, Officer Miller believed the driver purposely intended to strike Officer Harward to seriously injure or kill him. Because the vehicle continued to pose an immediate threat of deadly force upon Officers Miller and Harward, Officer Miller fired toward the driver side of the carjacked vehicle (firing in a southeasterly direction) to stop it in an effort to prevent any further injury to Officer Harward and to protect himself. Officer Miller believed the carjacked vehicle was approximately 10 - 15 feet away from him when he fired his first shot. After the first shot, the vehicle did not divert from its course of travel and continued its

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Location Of Incident (Or Address 620 E. 20TH ST		City NA	, TIONAL CITY	District Beat 243
Person(s) Involved: Victim MILLER, C				
Suspect (If Named) ORTIZ, RICHARD				
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acceleration directly at the officers. Continuing to defend his life and Officer Harward's, Officer Miller fired (horizontal tracking) several more times in succession at the vehicle believing his life was still in danger, while also believing that Officer Harward had been struck by the carjacked vehicle, as it passed him at a very high rate of speed. Officer Miller had been standing north of the carjacked vehicle during the shooting and had been able to move out of its way. The carjacked vehicle went west out of the parking lot.

As carjacked vehicle raced out of the parking lot and turned left (south) onto F Avenue, the driver appeared to be barely in control of the car at this time. The tires of car were skidding and losing traction. Officer Miller believed he fired one more time at the driver's side of the vehicle in an effort to immediately stop it as it begun to accelerate away south on F Avenue, but he was not certain. Officer Miller estimated he fired a total of approximately six rounds. He could not remember the number of rounds fired by Officer Harward. Officer Miller advised dispatch about the shooting and attempted to give a direction of travel of the carjacked vehicle as he ran back to his patrol car. Officer Harward also ran back to his patrol car and went in pursuit after the carjacked vehicle. Officer Miller advised over the police radio that he believed the carjacked vehicle would be entering Highland Avenue from E. 28th Street, based on the roadway configuration. He was anticipating a vehicle pursuit because the carjacked vehicle's high rate of speed and the delay of getting to his patrol car.

Moments later Officer Harward advised over the police radio that the carjacked vehicle had crashed at the intersection of E. 28th Street and F Avenue, at a driveway of Sweetwater High School. Officer Miller responded and assisted by securing the scene (Officer Miller did not witness the traffic collision). Upon his arrival, he heard the carjacked vehicle's engine revving, saw that the car was still in gear, and the right rear tire was spinning. An unknown pedestrian shut off the motor. Officer Miller could see smoke coming from the car and smelled the burnt rubber on the asphalt.

The driver of the carjacked vehicle, later identified as Richard Ortiz (Suspect), had fled from the car to avoid his arrest. No one was inside of the carjacked vehicle. A white male adult, later identified as from the ground (front right passenger), and a female, later identified as Marie Urzua (rear passenger), were sitting on the ground. had a gunshot wound to his right leg. Onlookers told Officer Miller that the female (Urzua) had been inside the carjacked vehicle. They also told the officers that the driver (Ortiz) had ran east along E. 28th Street from the car toward Highland Avenue.

Officer Miller contacted Urzua and she identified herself as being the right rear passenger of the carjacked vehicle. She also identified as being her boyfriend and confirmed that was seated in the right front passenger seat of the carjacked vehicle. During Officer Miller's initial contact with Urzua, they had the following conversation:

Urzua asked, "Why did you shoot at us?"

Officer Miller replied, "He tried to run us over."

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Suspect (if Named) ORTIZ, RICHARD						
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She asked if the "driver" (Ortiz) was a "bad guy."

Miller responded, "You were in the car with him. Who is he?"

Urzua replied, "I don't know."

Officer Miller asked, "What's his name? Where does he live?"

Urzua answered, "I don't know. We just met him and he offered us a ride. Why did he (Ortiz) try to run the officers over? Is he wanted? Does he have warrants? Yeah, I saw him try to run you over. I saw him try to drive the vehicle at you."

Urzua tried to rationalize by saying, "I think he might have warrants. He must be wanted."

Urzua described the "driver" (Ortiz) to Officer Miller as being a Hispanic male adult, about 22 years of age, wearing a baby blue shirt and a beanie cap.

It was Officer Miller's opinion, based on Urzua demeanor that she acted "dumfounded" and/or acted like she had no clue what was going on.

Officer Miller did not have any contact with nor did he take any witness statements at the scene.

NCPD Community Service Sgt. Tellez arrived at the scene and had Officer Miller stand by for the investigators.

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Code Section And Description (PC / 187'664 / ATTEMPTED M	one Incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 24th St. (South Parking)	98)		City NATION	IAL CITY	District	Beat 240
Person(s) Involved: Victim Carranza,						
Suspect (If Named) Ortiz, Richard						
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Detective Supplemental

On March 11, 2004 at about 1150 hrs, an Officer Involved Shooting occurred in the south parking lot of 620 E. 24th St. in National City. The suspect, Richard Ortiz attempted to run over two NCPD Officers while driving a stolen car. During the investigation, I spoke to Sheilah Carranza, a Police Service Officer for the National City Police Department, who was a witness to Ortiz driving the stolen vehicle prior to the incident.

Carranza was interviewed at NCPD at the Investigations Division. Her statement was audio and videotaped, which was later impounded into NCPD evidence. The following is a synopsis of Carranza's statement:

STATEMENT

Carranza (w) has worked as a National City Police Service Officer for the past three years. Carranza's duties consist of handling traffic complaints and vehicle abatements within the city.

On March 11, 2004 at about 1100 hrs, Carranza was working with Parking Enforcement Officer R. Crawford. They were dressed in uniform and driving a marked National City Vehicle Abatement pick-up truck.

Carranza and Crawford drove to the area of 1800 Wilson Ave. regarding numerous complaints of individuals parking in the west alley of 1800-1900 block of Wilson Ave. When they arrived, they saw two vehicles parked in the west alley of 1900 Wilson Avenue, a black vehicle and a dark blue 1980's 4-door sedan. Carranza could not remember the whole license plate, but remembered the last three numbers as

Carranza saw a Hispanic male adult, wearing a black colored cloth beanie with a white design on the front, light blue shirt, and baggie dark pants exit the left front driver door of the Hispanic male appeared extremely nervous as he walked towards her, wringing his hands together and looking around.

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The Hispanic male adult approached Carranza and asked her, "Is there a problem, officer?" Carranza explained to the Hispanic male that it was illegal to park in the alley, and that he would have to move the vehicle. While talking to the Hispanic male, Carranza saw what appeared to be a female's right arm protruding from the right rear passenger window. Carranza believed it was a female, because there were several metal bracelets on the wrist of the arm.

The Hispanic male told Carranza that he was attempting to repair the vehicle's stereo, because it was smoking. The Hispanic male told Carranza that he would move out of the alley immediately and drive to the Trolley Station to finish repairing the vehicle.

Carranza watched the Hispanic male get back into the left front driver seat of the and start it up. Carranza and Crawford got into their vehicle and backed out of the alley, making sure that the Hispanic male did move out of the alley. Because of the Hispanic males suspicious behavior, Carranza ran the license plate through NCPD Dispatch for a DMV record check. NCPD Dispatch advised Carranza that the had current registration and was reported stolen.

Carranza backed out of the west alley and saw the Hispanic male was backing in front of her. Carranza saw that the Hispanic male was backing up erratically and lost control several times almost striking objects in the alley. As the Hispanic male backed the north bound out of the alley, she could see that there was a White male adult sitting in the right front passenger seat. Carranza described the White male adult as being in his 20's, with long hair and a mustache and goatee.

Approximately fifteen to twenty minutes later, NCPD Dispatch inquired if Carranza was the officer who had ran the Dispatch advised Carranza that the was a recently reported National City stolen, and had been taken in a robbery.

After the interview, I showed Carranza a photo line-up consisting of six photos, one of Richard Ortiz. Ortiz was photo #5 in the photo line-up. I gave Carranza the photo line-up admonition prior to showing her the photos. I showed Carranza the photo line-up, and she immediately pointed to photo #5, Richard Ortiz. Carranza positively identified Ortiz as the driver of the when

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Location Of Incident (Or Address)			City NATION	IAL CITY	District	Beat 240
Person(s) Involved: Victim Carranza,						
Suspect (If Named) Ortiz, Richard						
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contacted in the west alley of 1900 Wilson Ave. I had Carranza initial the photo line-up, which was later impounded into NCPD evidence.

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had been shot. The white male was shouting out in pain,

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March 23, 2004						

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	R. G. Triviz	03/23/2004	15:22

SAN DIEGO REGIONAL ADDITIONAL VICTIMS AND/OR WITNESSES

CASE NUMBER PAGE AND OTHER PEOPLE ASSOCIATED WITH THE CRIME 0402679 LOCATION OF INCIDENT (OR ADDRESS) DISTRICT CITY BEAT VICTIM'S NAME (LAST, FIRST, MIDDLE / OR ORGANIZATION) ν W TYPE RESIDENCE ADDRESS CITY STATE ZIP CA

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Code Section And Description (Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address) City				IAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D						
Suspect (If Named)			· · · · · · · · · · · · · · · · · · ·			
Ortiz, Richard Property Tag No.(s)		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,				
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DETECTIVE FOLLOW UP REPORT

STATEMENT OF MARIA URZUA (Witness)

On 03-11-04, at about 2035 hours, Detective Nagle and I met with Maria Urzua in an interview room within the Investigations Division at the National City Police Department. Urzua was the rear passenger in the suspect vehicle that Officers Harward and Miller shot at. Prior to interviewing Urzua, I gave her a "Beheler" admonishment. I told Urzua she was not under arrest and was free to leave at any time. Urzua said she understood and agreed to stay and speak with us.

Prior to the interview with Urzua, the suspect, Richard Ortiz, was walked through the Investigations Division lobby area. Ortiz was wearing a white paper suit because his clothes were taken from him as evidence. Urzua was seated in the lobby area of the Investigations Division as Ortiz walked by. Later, during her interview, Urzua referred to the male who walked past her wearing "white" (Ortiz) as the male who was driving the blue, four-door that the officers shot at. Based on her observations and recognizing Ortiz, she positively identified Ortiz as the suspect who was driving the blue that drove in the direction of Officers Harward and Miller. Refer to Urzua's synopsized statement for further details.

The interview with Urzua was captured on audio and video tape. The following is a synopsis of our interview with Urzua and is not all-inclusive. For further details, refer to the audio and/or video tapes of the interview.

Statement of Maria Urzua (Witness): Urzua lives with her ex-husband, and a live at the line of Maria Urzua is currently dating urganization. Urzua and have been dating for about 4 ½ years. The resides with his mother and sister in El Cajon, California.
On 03-11-04, at about 0630 – 0700 hours, Urzua and went "dumpster diving" near a car wash near East 1 st Street and Highland Avenue in National City. While they were dumpster diving, Urzua and Saw a Hispanic male (suspect Richard Ortiz) at the car wash. Ortiz stared at Urzua and Ortiz walked toward Urzua and Introduced himself. Urzua cannot remember the name Ortiz used to introduce himself.
Urzua and that he knew of a place where she and could sell or trade some of the items they found while they were "dumpster diving" for money and/or drugs. Ortiz invited Urzua and to ride with him in his vehicle to go sell or trade their property. Ortiz was driving a blue, four-door Prior to accepting a ride with Ortiz, went and spoke to a male named "who is homeless and stays near the car wash, asked "who if Ortiz was an "okay" person. "told that Ortiz was "okay." Urzua and agreed to go with Ortiz in the

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Person(s) Involved: Victim							
Harward, D. Suspect (If Named)					W		-
Ortiz, Richard Property Tag No.(s)					WE		
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Location Of Incident (Or Address 620 East 24th Street			City NATION	VAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D.						Way 7 11 11 11 11 11 11 11 11 11 11 11 11
Suspect (If Named)						
Ortiz, Richard Properly Tag No.(s)						

Urzua, and Ortiz walked back to Ortiz' blue of the Vehicle, sat in the front passenger seat and Urzua sat in the rear seat. A different white male on a bicycle approached them and said something to Ortiz. The white male on the bicycle looked like a "hillbilly." Ortiz told the male they would be right back. The male on the bicycle did not try to stop them from leaving.

Ortiz backed out of their parking spot and started to drive toward the exit of the parking lot. At that same moment, "a bunch" of uniformed police officers, "like a posse," with their guns drawn walked into the parking lot on foot. Urzua believes she saw about five police officers. The police officers were wearing dark blue uniforms with badges and had their guns in their hands. Urzua was confused because she did not know why the police officers were there. It seemed to her that the police officers were walking toward their location.

Ortiz "panicked" and drove the vehicle toward the police officers. Ortiz accelerated and drove "fast enough to intimidate the cops." Urzua believes Ortiz saw the police officers. Ortiz was acting "un-normal." The police officers were standing in the middle of the driveway, blocking the exit to the parking lot. Ortiz drove in the direction of the exit driveway, and as a result, the police officers as well. Ortiz' vehicle came within about four feet of the police officers. Ortiz had to drive "through the cops" to get out of the parking lot.

I asked Urzua, "Did he (Ortiz) try to run over the cops?" Urzua answered: "It seemed like that to me." She then said that she did not think that Ortiz was trying to run over the police officers, but that he "lost control" of the steering wheel.

As Ortiz drove toward the police officers, he lost control of the steering wheel and drifted in the direction of the police officers. The vehicle traveled in the direction of one of the police officers. Urzua believed the vehicle was going to hit one of the police officers. As Ortiz' vehicle approached the officer most at risk of being hit, the officer tried to move out of the way. The police officers first fired their guns when Ortiz' vehicle came within a short distance of them and it appeared the vehicle was going to hit one of the police officers. Urzua believes the police officers thought Ortiz was trying to run them over. If Urzua were in the police officers' place, she would have thought that Ortiz was trying to run them over too.

As Ortiz drove toward the police officers, the officers started shooting at them. As Ortiz drove past the police officers, bullets were flying "everywhere." Urzua ducked down because she was scared of being shot. Urzua told Ortiz to stop and asked him why he was speeding at the police officers. Urzua was confused and did not know why the police were shooting at them.

Ortiz sped out of the apartment complex parking lot and drove down the road toward a school. Urzua saw a gold "low rider" type of vehicle parked by the school. As they approached the school, Urzua believed Ortiz was going to collide with the low rider vehicle. Ortiz applied the brakes on the and the vehicle began

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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Continued From. CRIME	San Diego Officer's Narra	Page 4 of 4	Case Nu 0402679		
Code Section And Description (PC / 187*664 / ATTEMPTED M	ong incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 East 24th Street	(\$)		City NATIONAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D.					
Suspect (If Named) Ortiz, Richard					
Property Tag No.(s)					

to skid. The collided with the low rider vehicle. Ortiz had already exited the and ran away in an unknown direction when Urzua got out of the car. Urzua got out of the car and checked on told Urzua, "I got shot!" Urzua saw that was bleeding from one of his legs. Urzua summoned help from someone at the school. An unknown male came to Urzua's location and helped her get tout of the vehicle.

Numerous police officers began to arrive at the scene. Urzua approached a police officer and told him, "Sir...I was inside the car." The officer kept watch over Urzua until an ambulance arrived. Urzua was transferred to an ambulance. An ambulance drove Urzua to the hospital for medical attention. Urzua stayed in the hospital until she was allowed to leave.

Urzua did not know (at the time) that the was stolen. Urzua and both saw that the had a key in the ignition. Urzua suspected that the key might be a "master" key when they had possession of the keys earlier in the day in Imperial Beach.

Detective Nagle and I took a break in the interview for short period of time. We then re-entered the room and continued the interview...

Urzua did not hear the police officers shout any commands at Ortiz as he was driving toward the officers. Urzua last used methamphetamine on 03-11-04, before they drove to Imperial Beach to sell Urzua's "Playstation" video game.

I instructed Urzua to go home, refrain from using any illegal drugs and then return to the National City Police Department on 03-12-04, at about 0930 hours to be re-interviewed.

We completed our interview with Urzua at about 2148 hours.

END OF REPORT

Detective Robert A. Rounds National City Police Department Investigations Division

May 5, 2004

Reporting Officer	ID #	Division	Approved By	Date of Report	Time
ROUNDS	360	INV	R. G. Triviz	05/13/2004	14:46
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Continued From San Diego Regional CRIME Officer's Report Case Number Page 3 0402679 1 of Narrative Code Section And Description (one incident only) Date Day of Week Time PC / 187'664 / ATTEMPTED MURDER/DEGRÉE UNSPECIFIED 03/11/2004 11:50 District Beat Cilv Location Of Incident (Or Address) NATIONAL CITY 240 620 East 24th Street Person(s) Involved: Victim Harward, D Suspect (If Named) Ortiz, Richard Property Tag No.(s)

DETECTIVE FOLLOW UP REPORT

STATEMENT OF MARIA URZUA (Witness) (Second Statement on 03-12-04)

Detective Nagle and I previously interviewed Urzua a day earlier on 03-11-04. At that time, the content and flow of Urzua's statement was disorganized and difficult to understand. Urzua appeared to be under the influence of a controlled substance on 03-11-04, however I did not feel she was so intoxicated that she was a danger to herself or others. At the end of our first interview with Urzua, I asked her to go home, refrain from the use of drugs or alcohol, and then come back to NCPD on 03-12-04 to be reinterviewed regarding any descrepancies in her statement. Urzua agreed to do as I requested and said she would come back the following day.

I later spoke to Detective Grande, who asked me to speak with Urzua about the location of the police officers in relation to the driveway exit of the apartment complex at 620 East 24th Street. Specifically, whether Ortiz drove the blue in the direction of the police officers on 03-11-04. Detective Grande also asked that I speak to Urzua about comments she made to the first responding police officer(s) at the scene of the traffic collision at 600 East 28th Street.

On 03-12-04, at about 1050 hours, Detective Nagle and I met with Maria Urzua at NCPD. We spoke to Urzua in an interview room within the Investigations Division. Prior to interviewing Urzua, I gave her a "Beheler" admonishment. I told Urzua she was not under arrest and was free to leave at any time. Urzua said she understood and agreed to stay and speak with us.

The interview with Urzua was captured on audio and video tape. The following is a synopsis if our interview with Urzua and is not all-inclusive. For further details, refer to the audio and/or video tapes of the interview.

2nd Statement of Maria Urzua (Witness): On 03-11-04, Urzua was seated in the rear seat of the blue was seated in the front passenger side seat and Ortiz drove the vehicle. As Ortiz started to drive forward, westbound in the parking lot of the apartment complex, Ortiz drove in the direction of the driveway. Half of the driveway was clear for Ortiz to exit without hurting anybody. Police officers blocked the other half of the driveway.

Urzua believes Ortiz was trying to exit the parking lot as he drove westbound toward the exit driveway. However, Ortiz "freaked out" when he saw the police officers. Ortiz "panicked" and got "scared." As Ortiz drove the blue toward the exit, he initially drove toward the

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
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Person(s) Involved: Victim Harward, D						W
Suspect (If Named) Orliz, Richard						
Property Tag No.(s)						
"clear wa	y" out of the parking lot. As he drove, he	accelerated and	"lost contr	ol" of the	ehicle.	

Urzua believes Ortiz "didn't care about us or them (the police officers)."

began to head in the direction the police officers. Ortiz regained control of the and tried to drive away from the police officers at the last moment. Ortiz almost struck one of the police officers as he drove out toward the exit of the parking lot. Urzua asked Ortiz, "What are you doing? You don't speed!" As Ortiz accelerated and drove toward the police officers, Ortiz screamed, "Get out of the way!" or possibly "Get the fuck out of the way!" to the police officers.

so close to the Urzua thought Ortiz was going to hit the officers. Ortiz drove the police officers that the police officers had to jump out of the path of the "safety." Urzua believes that if the police officers stayed in their position without jumping out of the way, Ortiz would have had either hit or just barely missed the police officers with the

After Ortiz drove past the police officers and exited the parking lot, he drove left (south) toward a school. Urzua told Ortiz to stop the car. Urzua asked Ortiz, "What are your doing?" did not try to tell Ortiz to stop.

near the high school. Urzua exited the vehicle and then helped Ortiz crashed the blue get out of the vehicle. Police officers arrived at the scene within three minutes or less. Urzua immediately told one of the police officers on scene that she was a passenger in the blue Urzua stood by with a police officer. Urzua spoke to "a few" police officers while she was at the collision scene.

Urzua does not remember saying anything to a police officer about why Ortiz tried to "run over" the police officers. Urzua does not believe she made such a comment. Urzua remembers telling one of police officers that she did not know why Ortiz was running from the police.

Detective Nagle and I took a break from the interview at about 1115 hours. We returned to the interview room at about 1120 hours. We continued the interview with Urzua.

Urzua remembers she asked one of the police officers at the collision scene, "Why did you shoot at us?" Urzua believes the police officer said that he did not want to tell her and that he did not want to give her any information.

I asked Urzua if she remembered hearing the police officer say, "Because he tried to run us over."

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	IURDER/DEGREE UNSPECIFIED	03/11/2004		THU	11:50	
Location Of Incident (Or Addres	ss)		City		District	Beat
620 East 24th Street			NATION	AL CITY		240
Person(s) involved: Victim						
Harward, D						
Suspect (If Named)						
Ortiz, Richard						
Properly Tag No.(s)					, , , , , , , , , , , , , , , , , , , ,	

Urzua does not remember the police officer's response.

I asked Urzua if she remembered telling the police officer, "Yeah, I don't know why he was trying to run you over, maybe he has a warrant or something."

Urzua does not remember making that statement, but it is possible that she said something similar that statement to the police officer.

We completed our interview with Urzua at about 1122 hours.

END OF REPORT

Detective Robert A. Rounds National City Police Department Investigations Division

May 11, 2004

Continued From. CRIME	San Diego Region					
	Officer's Report		Page	Case Nu 0402679		
	Narrative			1 of 4	0402078	
Code Section And Description (PC / 187'664 / ATTEMPTED M	orie incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 East 24th Street			City NATION	IAL CITY	District	Beat 240
Person(s) Involved: Victim						
Harward, D Suspect (If Named)						
Orliz, Richard						
Property Tag No.(s)						

DETECTIVE FOLLOW UP

On 03-11-04, at about 1200 hours, I was called out to assist in the investigation of an officer involved shooting that occurred at about 1150 hours in the south parking lot of the apartment complex at 620 East 24th Street. I arrived at the National City Police Department at about 1445 hours. I spoke to Detective Cordero who told me the following:

At about 1150 hours, patrol Officer Harward located an carjacking vehicle in the south parking lot of the apartments at 620 East 24th Street. Officers Harward and Miller walked into the parking lot to investigate the vehicle. As they did so, the vehicle reversed out of a parking space and drove at Officers Harward and Miller. The vehicle failed to change its direction and continued to drive toward the officers. Officers Harward and Miller shot several rounds at the approaching vehicle, striking it several times. The vehicle sped away southbound on F Avenue, toward Sweetwater High School. The vehicle eventually collided with another vehicle in the 600 block of East 28th Street. A Hispanic male driver fled on foot and was later apprehended by responding officers. A male and female, who were passengers in the vehicle, were identified at the scene. The male passenger was struck by at least one of Officers Harward or Miller's rounds. The male and female passengers were taken to a local hospital for treatment. The Hispanic male driver was transported to NCPD for processing.

Detective Cordero and I interviewed a witness to the vehicle collision at 600 East 28th Street named
We interviewed within an interview room in the Investigations Division. The interview took place at
1447 hours. Detective Cordero documented the interview with For further information, refer to Detective
Cordero's report(s).
Detective Grande (Case Agent) held a briefing with Investigations Division personnel at about 1540 hours. During the

- 1. RICHARD ORTIZ (DOB: 10-12-81) (Driver)
- 2. (Right front passenger)
- 3. MARIA URZUA (DOB: 12-24-60) (Rear passenger)

In addition, there were several witnesses to either the shooting or the traffic collision who came (or were transported) to NCPD voluntarily to be interviewed. Detective Nagle and I were assigned to interview the following witnesses:

1. 2. 3.

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620 East 24th Street			~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~		NATIONAL	. CITY			240
Person(s) Involved: Victim Harward, D									
Suspect (If Named)			*************************************			······································		,,,	
Ortiz, Richard Property Tag No.(s)			······································					······································	
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Detective Nagle and I in	terviewed		at about 1650 h	ours. is the	owner of	the b	olue	a	nd the
Detective Nagle and I in victim of the carjacking	ر میں ان اس ان ان ان ان ان ان ان ان ان ان ان ان ان	W	as the vehicle di	iven by Ortiz whe	n Officer	s Har	ward and	Mille	r fired
their handguns at it. I	Detective N	agle docur	nented our inter	view with	Detectiv	ve Na	agle show	ed	a
photograph line up cor									at the
photograph line up and v									
and said, "The one right	in the middl	e, number	five." pos	itively identified R	lichard Or	tiz as	the suspe	ct wh	o stole
his blue De	tective Nag	le docume	nted sta	tement in report	form. Fo	or fur	ther detai	ls reg	arding
statement, refer	to Detective	Nagle's re	port(s).						
Detective Nagle and I in	iterviewed		at about 1835 h	ours. The intervi	ew was ca	pture	ed on audi	o and	video
tape. The audio and vid	eo tapes of	the intervi	ew were later im	pounded as evider	nce.	is a	student at	Swee	twater
High School. with	essed a port	ion of the a	aftermath of the	collision bet <u>ween t</u>	he blue		and a	gold c	olored
"low rider" vehicle in t					statemen	t. Fo	or further	infor	mation
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Detective Nagle and I in				907 hours.					
rider" vehicle with which				ve Nagle docume			stateme	ent in	repor
form. For further details	regarding	stat	ement, refer to D	etective Nagle's re	eport(s).				
Datastina Maala and Live	towing d		at about 10	20 hours. The int	amian m	ith 🗖	· ·		ptured
Detective Nagle and I in								vas ca	is a
on audio and video tape.								oold o	
student at Sweetwater Hi				llision between the					
"low rider" vehicle in th									lee the
collision on foot and late					stateme	nı. F	or further	шоп	паноп
regarding	itement, ref	er to the se	parate synopsize	l statement report.					
Detective Nagle and I i	havairent	Maria IIr	me of about 203	6 hours Tirans	was the	regr 1	าลยอลกสลา	in th	e blue
				in the direction o					
was not under arrest whe			•						
Urzua that she was not u									
and talk to Detective Nag				_					
the audio and video tapes									
influence of a controlled									
statement difficult to und									
statement report.		**** AA		OO	,		E	, , , , ,	4
warrennannan an provint									
Reporting Officer		ID#	Division	Approved By	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Date	of Report	Time	
ROUNDS		360	INV	R. G. Triviz			3/2004	14:18	

Continued From: CRIME	San Diego Regiona	al				
	Officer's Report		-	Page 3 of ⁴	Case N 040267	
Carlo Carlos And Chanciples (e.	Narrative	Date		Day of Week	Time	
Code Section And Description (or PC / 187*664 / ATTEMPTED MU	RDER/DEGREE UNSPECIFIED	03/11/2004		THU	11:50	T Down
Location Of Incident (Or Address 620 East 24th Street)		City NATIONA	L CITY	District	Beat 240
Person(s) Involved: Victim Harward, D						
Suspect (If Named) Ortiz, Richard						
Property Tag No.(s)		·····				***************************************
				·	<u> </u>	**************************************
the interview with Urzua, I asked Urzua to refrain from day. Urzua agreed and told On 03-12-04, at about 105 state of mind. However, s spoke to Urzua in an intervideo tape. I later impound Prior to interviewing Urzua that she was free to leave a For further details regardin At about 1320 hours, I me Gelskey were at the crime through the crime see suspect vehicle and the invented out to Detect out the location of the invented as the crime of the second out to Detect out the location of the invented as the crime of the second out to Detect out the location of the invented as the crime of the second out to Detect out the location of the invented as the crime of the invented out to Detect out the location of the invented out	tive Grande the approximate locations of he olved officers, the location of the suspect ve	viewed. Ur subject matt ion. The in v as evidence it. I told Ur agreed to sta rate synops At this time ie investigat e officer investicle when	PD the for the form of the for	llowing da more coher ned to be in ther. Dete was capture she was no lk to Detective Grand ective Grand ective Grand coting in re-	rent the form a slightly on 03-1 rent the form a slightly octive Naglard on audit under anotive Naglart. de, Remmande and I relationships gan. She ers shouted	2-04. I flowing y better le and I dio and rest and e and I. ers and walked p to the pointed d at the
and the location of the su ground for each of the appr	<u> </u>	re at it. Do	etective	Grande ma	ade marks	on the
incident; "The car was going	of the scene with the she made the following right at them (the officers). It only turned a cop in the leg as he turned out."					
the apartment complex. The Street. Stold me the macompact disc player that he player reminded me of	alk through with she pointed out a whole male resident was conducting a "yard sale hale's name was said that he purchased from a male named "Richard." statement from the previous day I compact disc player to a white male inside the	on the sou on 03-11-0 During h	oth side of the control of the contr	of the 600 leshowed he regarding tent,	block of E er a silver the compa told me	colored act disc she and

Approved By R. G. Triviz

Division INV

ID# 360

Reporting Officer ROUNDS Time 14:18

Date of Report 05/13/2004

Continued Fron: CRIME San Diego Regional Officer's Report Narrative				Page 4 of 4	Case No 0402679	
Code Section And Description (c	one incident only)	Date 03/11/2004	······································	Day of Week THU	Time 11:50	<u> </u>
Location Of Incident (Or Address	JRDER/DEGRÉE UNSPECIFIED	100/11/2004	City	J.,	District	Beat
620 East 24th Street Person(s) Involved: Victim	Particular Control of the Control of		NATION	IAL CITY		240
Harward, D						
Suspect (If Named) Orliz, Richard				20-pm-100-1		
Property Tag No.(s)						
For further information interview room mpounded the audio and ine up containing Ortiz' patatement on the NCPD Pohotograph line up and sales drew on a photograph also drew on a photograph interview information regarding	respond and interview Detective Nagle also recovered a personal compation, refer to Detective Nagle's supplemental to NCPD to be interviewed. At about 1346 in the Investigations Division. The interview video tapes of the interview as evidence. It is position with five other "filled D-660 Photo Line Up form. I then showed had, "five." I asked "Who's number five opposition of the crime seed to be statement, refer to the synopsized statement.	hours, Dete w was captured buring the irrepictures. The pho- the photon area to irrepicture the photon area to irreport.	ective Nared on aterview I advisorographespond ark imperadors in the control of t	lagle and I in audio and vio, I showed hed of the helm	nterviewe deo tape. der a phote e admoni lookee Richard (oons at the nce. For	I late tograph shmen d at the Ortiz).
Street. I spoke to indicate the bland video tape. I later im I showed him a plane up and identified the driver that ran from the blane he person in picture #3 logs (Ortiz' picture). Using	Ortiz was driving and the gold in an interview room within the Investigations apounded the audio and video tapes of the interpolation and interview room within the Investigations apounded the audio and video tapes of the interpolation in people in pictures #3 (a filler picture) and #5 lue after the traffic collision and wooked more like the suspect driver that ran from a photocopy of the photograph line up, I has and dated the photocopy of the photograph are up as evidence.	Id colored " s Division." terview as e iz (picture # (Ortiz' pict vas later app om the blue	The intervidence (5). (1) ure) as rehended (1)	der" vehicle activities was case. During the looked a most looking and the polyphotographs.	at 600 Esaptured of the interview of the photostate the photostate the photostate the photostate the photostate the photostate the identities at 100 Esaptures of the identities at 100 Esaptures of the identities at 100 Esaptures of the identities at 100 Esaptures of the identities at 100 Esaptures of the identities at 100 Esaptures of interview of the identities at 100 Esaptures of interview of identities at 100 Esaptures of interview of identities at 100 Esaptures of identities at 100 Esapt	ast 28'n audie w with tograph suspector said pictur fied (#
	END OF REPORT					

Detective Robert A. Rounds National City Police Department Investigations Division

May 12, 2004

					V464
Reporting Officer	1D#	Division	Approved By	Date of Report	Time
	360	INV	R. G. Triviz	05/13/2004	14:18
ROUNDS	1 300	11179	17. 73. 111415	00,10,4001	7 11 10

Continued From: CRIME	San Diego					
	Officer's Report			Page	Case No 0402679	
	Narra	itive		1 of 1	0102018	,
Code Section And Description (PC / 187*664 / ATTEMPTED M	(one incident only) IURDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 East 24th Street			City NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D						
Suspect (If Named)						
Ortiz, Richard						
Properly Tag No.(s) See Narralive						

IMPOUNDED EVIDENCE

<u>TAG#</u>	DESCRIPTION
10020139	One sketch and One photo line up completed by (Witness)
10020140	One photo line up completed by (Witness)
10020141	Two audiotapes and Two videotapes of interview with (Witness)
10020142	Two audiotapes and Two videotapes of interview with (Witness)
10021198	Two audiotapes and Two videotapes of interview with (Witness)
I0021199	Two audiotapes and Two videotapes of first interview with Maria Urzua (Rear Passenger in the suspect vehicle)
10021200	Two audiotapes and Two videotapes of interview with (Witness)
10021201	Two audiotapes and Two videotapes of second interview with Maria Urzua

END OF REPORT

Detective Robert A. Rounds National City Police Department Investigations Division

May 13, 2004

Reporting Officer	ID #	Division	Approved By	Date of Report	Time
ROUNDS	360	INV	R. G. Triviz	05/13/2004	14:04

ORIGINAL

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Continued From: OFFICER'S REPORT ONLY	San Diego Officer's Narra	Page 1 of 1	Case Nt 0402678			
Code Section And Description (c	one Incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address 620 E 24TH STREET			City NATIOI	VAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD					. WANTED TO THE STATE OF THE ST	
Property Tag No.(s)						

Detective Follow-up Report

On April 29, 2004, I interviewed	a witness of the Officer Involved	
March 11, 2004, at about 1150 hours, at 620 E.	24 Street. The interview with was o	btained at the Chula Vista
Parole Office, 765 3 rd Ave., Suite 200. For furth synopsized statement report.	her information regarding statement	t, refer to the separate
Synophizon diatoment ropols.		
A C I to finish a statement he was above.	a whata line up containing Ortiz' nicture i	in nacition #5 views

After obtaining statement, he was shown a photo line-up containing Ortiz' picture in position #5. the photo line-up and was unable to make an identification.

End of Report Detective E. Cordero

ORIGINAL.

Continued f., onr CRIME	E San Diego Kegiona.						
	Officer's Repor	t		Page	^	Case Nu 0402679	
	Narrative			1 of	2	0402078	
Code Section And Description (PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of V	Veek	Time 11:50	,
Location Of Incident (Or Addres 620 East 24th Street			City NATION	IAL CITY		District	Beat 240
Person(s) Involved: Victim Harward, D							
Suspect (If Named) Orliz, Richard							
Property Tag No.(s)							

DETECTIVE FOLLOW UP REPORT

	STA	TEMENT	OF	(Witness)		
Depart	-11-04, at about 1930 hours, ment. We interviewed and on audio and video tape. It	in an	interview room	within the Investigations Div	ision. The int	erview was
	llowing is a synopsis of our i and/or video tapes of the interv		vith ar	nd is not all-inclusive. For fu	arther details,	refer to the
	Statement of 11-04, was in his of the classroom working on near the north side of the cam	(Witness) a video pro pus, next t	class (ject. They were	on their way back to the class	e fellow studer	nts were out
	As walked back to tan "low rider" vehicle parke just dropped off a female stud	d facing ea	looked between t st along the sout	two buildings and out onto E h curb of East 28 th Street. Th	ast 28 th Street ne "low rider"	. He saw a vehicle had
	At about the same moment, rate of speed. The high spe attention was drawn out onto	ed at which	h the	or, travel southbour was traveling was part of the	nd on F Aven e reason why	ue at a high
	The blue collided veside of the tan "low rider" venot see anything to indicate the vehicle.	hicle was	struck.	low rider" vehicle. did not hear the sound of ti to slow down before it collider	res screeching	g and he did
	When the blue coll "low rider" vehicle was thro	ided with t wn over th	he tan "low rider ne Th	" vehicle, the female passeng ne female student landed on	ger that had just the ground no	st exited the ear the blue
	The blue was inop were three males inside the	erable after	r the collision, b	ut its engine was still acceler	rating.	saw the
	The driver of the blue. The driver ran away from the			t, exited the front driver's sord Highland Avenue.	lost sight	e Control of the driver
Repor ROUN	ling Officer IDS	ID # 360	Division INV	Approved By D. J. Grande	Date of Report 04/30/2004	Time 14:24

Confinued From: CRIME	San Diego Regio					
	Officer's Report			Page 2 of ²	Case No 0402679	
	Narrative					,
Code Section And Description	(one incident only) IURDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address	City		District	Beat		
620 East 24th Street			NOTTAN	AL CITY		240
Person(s) Involved: Victim Harward, D						
Suspect (If Named)						
Ordz, Richard Property Tag No.(s)						· _ :
saw a and that he did no The male in the fi	person (possibly a female) help a white did not see where the female came from twant to lose his leg. Saw that the cont passenger seat was a white male adult, own to the middle of his back.	male get ou m. The male white male	t of the e was sag	ying that he h er was bleedi	ger seat and been	of the "shot" his leg.
	teacher from the high school, "Mr. om is located next to classroom	" speaking	to the v	white male pa	issenger.	"Mr.
run east toward I wearing a black	w another Hispanic male passenger from the Highland Avenue. The male was about 28 and gray striped beanie cap, a baby blue identify the male from the rear driver side so	years old washort sleeve	th a me shirt ar	edium build. 1d baggy blu	The ma	ıle was
	nrrived on scene in 1-2 minutes. Numerou 6-7 police officers arrived,					
wearing handcuffs	w the police walking with a Hispanic male s. Cannot say if the Hispanic male from the blue and after it collided with	e wearing the	e light bl	ue shirt was o	panic manne of the	ale was e males
	to a coach from the high school, "Coach officer gave a ride to the police sta				to speal	to the

END OF REPORT

Detective Robert A. Rounds National City Police Department Investigations Division

April 30, 2004

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
ROUNDS	360	INV	D. J. Grande	04/30/2004	14:24
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Continued From:	San Diego Region	al	[······································	
Officer's Report ONLY Officer's Report				ige	Case No	mber
	Narrative			of 2	0402679)
Code Section And Description (on PC / 187'664 / ATTEMPTED MUR		Date 03/11/2004	Da TH	y of Week IU	Time 11:50	
Location Of Incident (Or Address) 620 E 24TH STREET	ncident (Or Address) City				District	Beat 246
Person(s) Involved: Victim HARWARD, D						
Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s)						
	Detective Follow-up Rep	oort				
Office, 765 3 rd Ave., Suite impounded at the National	ut 1310 hours, I interviewed 200, Chula Vista. The interview with City Police Department. The following is ampounded audiotape for additional information.	was captu a synopsis of	ured on au the interv	view with	which wa	s later

clusive. Refer to the impounded audiotape for additional information regarding this case.	data is not
Statement of	
lives at grandmother lives at is across the street from	
On March 11, 2004, was at his grandmother's house. stepped out the front door who seven to ten consecutive gunshots fired coming from the north end of Olivewood Elementary School the south end of the apartment complex located north of the school. does not know the reapartment complex. After the gunshots stopped, saw an armed officer stand up near the northwolivewood Elementary school parking lot. could not remember which hand the officer had his officer then ran to his vehicle parked on the southwest corner of E. 24 th Street and F Ave. officer was ducking down when he was shooting. wiew was obstructed by vehicles parked of therefore, he was not sure if the officer was the shooter or if someone else was shooting at the officer saw after the shooting was the officer that stood up and ran to his vehicle. officer as being a white male adult, 28 to 35 years old, thin build, 165 to 180 lbs., 5'8" to 5'10", we red hair.	nool or from name of this vest fence of gun in. The believes the on the street; er. The only escribed this
then saw a blue peel out of the southwest parking lot of the apartment co blue vehicle traveled southbound on F Ave., at a fast rate of speed. Based on the speed of this v knew the vehicle was not going to make the corner since the driver applied the brakes to late (F A 28 th Street). The blue vehicle crashed into a gold low rider. low looked apartment and the school area and saw about twenty people on the ground. These individuals applied to see that they were okay, the police had seen earlier drove by southbound on F Ave.	ehicle, Ave., and E. l over to the peared to be
described the driver of the blue vehicle as being a heavy Hispanic male adult, 20 to 25 years 200 lbs., with black hair believes the male driver was wearing a white shirt. did not see inside the blue vehicle as it drove south on F Ave. did not see which way the driver of this after the accident. and his grandfather walked to the accident site and saw what believes the male driver was wearing a white shirt. did not see which way the driver of this after the accident. The analysis and his grandfather walked to the accident site and saw what the believes the male driver was wearing a white shirt.	anyone else vehicle fled

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
E.CORDERO	336	INV	D. J. Grande	05/04/2004	10:13
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Continued From: OFFICER'S REPORT ONLY	San Diego Regiona	al				n
1,9-110(0110) (101 0111 0111)	Officer's Report			Page 2 of 2	Case No 0402679	
Code Section And Description (one	Narrative Narrative	Date	·······	2 of 2 Day of Week	Time	
PC / 187*664 / ATTEMPTED MUR		03/11/2004	T 6::	THU	11:50	т —
Location Of Incident (Or Address) 620 E 24TH STREET			City NATION	IAL CITY	District	Beal 246
Person(s) Involved: Victim HARWARD, D					······································	
Suspect (If Named)			***************************************	, , , , , , , , , , , , , , , , , , ,	······································	*
ORTIZ, RICHARD Property Tag No.(s)			***************************************			w
drove to NCPD. At about 1355 hours, I ask	1329 hours. e agreed to come down to the National City ed a few more questions regarding the handed him a photo line-up containing Ortize	e shooting	inciden	t. I then read		•
	Impounded Evidence					
Tag No.	Description					
10021428	One audiotape cont	taining the i	nterviev	w with		
End of Report						

Reporting Officer	ID#	Division	Approved By	Date of Report	Time
E.CORDERO	336	INV	D. J. Grande	05/04/2004	10:13
AND THE SECTION AND THE SECTION ASSESSMENT OF THE SECTION ASSESSMENT O			art in the correct		

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Code Section And Description (one incident only) PC / 694 / ATTEMPT QUALIFIER	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST		City NATIONA	L CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D					
Suspect (if Named) ORTIZ, RICHARD					
Property Tag No.(s)					

DETECTIVE FOLLOW-UP:

On Thursday, 03/11/2004, at 1200 hours, I responded to the area E.24th Street and F Avenue reference a radio call of shots fired and outstanding carjacking suspects. Upon arrival, I met with Detective M. Remmers in the 600 block of E. 24th Street. Remmers explained that one of the suspects was outstanding in the area. I stayed at that location to maintain the northern perimeter of the area where one of the suspects had last been seen. Shortly afterward, this suspect was located and taken into custody. I then responded to the 2400 block of F Ayenue to brief with the other detectives.

Detective D. Grande was the case agent for this investigation. Detective Grande requested that I conduct the scene investigation in the 2400 block of F Avenue and the parking lot of the Royal Apartments, located at the southeast corner of E. 24th Street and F Avenue.

The crime scene was cordoned off with yellow crime scene tape and guarded by patrol officers and police service officers.

While waiting for the briefing, the the transfer of the Royal Apartments), came out to the west side of the apartments and told me that she had witnessed the suspects trying to run over the officers. Stated that she was driving through the apartments south parking lot, when she saw the suspect vehicle drive straight toward the officers. Saw the officers fire their weapons at the suspect vehicle. Saw the suspect vehicle clip one of the officers as it drove by the officers. I obtained personal information and advised her that one of the detectives would be contacting her shortly to obtain a detailed statement.

At around 1300 hours, Investigations Sergeant R. Triviz gave the detectives at the scene a briefing on the information obtained so far. Sergeant Triviz explained that Officer Shanahan took a carjacking report, earlier today. The carjacking occurred the night before at around 2330 hours. Prior to the report being entered into the stolen vehicle system, Police Service Officer Caranza located the vehicle in the alley at 1800 Wilson. PSO Caranza saw two suspects were working on the vehicle. Unaware that the vehicle was stolen, PSO Caranza told the suspects to move the vehicle out of the alley. A short time later, The Dispatch Center broadcasted the crime and suspect information over the radio, and officers began checking the area. Officers D. Harward and C. Miller located the vehicle in the south parking lot of the Royal Apartments, at 620 E. 24th Street. As the officers approached the vehicle, on foot, the suspects accelerated the stolen vehicle directly at the officers, attempting to run them down. Both officers fired their handguns at the suspects, in an attempt to stop them. The vehicle continued past the officers, exited the parking lot, and turned south onto F Avenue. The suspects drove south on F Avenue, toward Sweetwater High School. Upon reaching the intersection of F Avenue and E. 28th Street, the suspect vehicle collided with another vehicle. There were a total of three occupants in the suspect vehicle.

Reporting Officer K. GELSKEY	ID #	Division	Approved By	Date of Report	Time
	277	INV	D. J. Grande	04/08/2004	10:51
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Continued From: CRIME	San Diego Regional Officer's Report Narrative		Page 2 of 9	Case No 0402679	
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER	Date 03/11/2004		Day of Week	Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST		Cily NATION	NAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D					
Suspect (If Named) ORTIZ, RICHARD					
Property Tag No.(s)					

Two of the occupants in the stolen vehicle were taken into custody at the collision scene. The driver of the stolen vehicle ran and was later found hiding near a residence at 631 E. 28th Street.

Detective Grande assigned Property & Evidence Specialist (PES) April Flores to assist me conduct the crime scene investigation in the apartment parking lot at 620 E. 24th Street. Detective J. Meeks and Crime Scene Specialist (CSS) A. Chavez were assigned to conduct the scene investigation at 631 E. 28th Street and process the suspects for evidence. Officer Geidel from the Traffic Unit was assigned to conduct the hit and run investigation.

Crime Scene Investigation:

The Royal Apartments are a multi-building apartment complex located at the southeast corner of the intersection of E. 24th Street and F Avenue. The main parking lot for apartments runs along the east and south sides of the complex. The parking lot has only two exits, one on E. 24th Street and one on F Avenue. The parking lot has a single row of parking stalls on either side of the driveway.

At around 1332, detectives conducted walk-through and search of the crime scene. Detectives conducted a strip search (by forming a scrimmage line, and walking several feet apart) of the parking lot for evidence. Refer to the log maintained by Officer A. Hernandez for the names of those who entered the crime scene. The detectives continued the search by checking Olivewood Elementary School, which is located directly south of the apartment complex. Detectives then searched the street and sidewalks of F Avenue from the 2400 block to the E. 26th Street.

Located in the in apartment parking lot were (9) expended casings. I saw tire acceleration marks down the center of the driveway. The tire marks continuing out of the exit and onto F Avenue, where there were centrifugal tire scuff marks (which were caused by a vehicle turning south onto F Avenue, at a speed great enough for the vehicle to lose traction). Located at Olivewood Elementary school was a possible projectile strike on the wood trim near the roof of the building located east of the parking lot. Refer to attached diagram for location of evidence.

I photographed the scene using a Sony Mavica digital camera. This camera records the digital images onto a recordable compact disc (CDR). I later impounded this CDR into evidence. PES Flores also photographed the scene using a 35mm camera. Flores and I then documented and measured the scene. I used a Station Line to obtain the scene measurements. The Station Line was run in a northerly direction, along the east side of the east sidewalk on F Avenue. The zero point on the Station Line was positioned inline with the northwest corner of the parking lot at Olivewood Elementary School. The zero point measured 310' 6" north of the elongation of the north curbline of E. 26th Street, and 12' 7" east of the east curbline of F Avenue.

Reporting Officer	ID#	Division	Approved By	Date of Report	Time			
K. GELSKEY	277	INV	D. J. Grande	04/08/2004	10:51			
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Office	ego Regional er's Report urrative	Page 3 of 9	Case No 0402679	
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER	Date 03/11/2004	Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST	City NA	FIONAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s)				

PES Flores then collected the evidence and impounded it at NCPD. PES Flores and I completed the crime scene investigation at around 1715 hours.

EVIDENCE LEGEND

Item	Description	X coordinate (east	Y coordinate
#		or west of S.L.)	Station Line (S.L)
1	Expended casing cal.	9' 08" east of	52' 06"
2	Expended casing cal.	11' 06" east of	57' 04"
3	Expended casing cal.	17' 00" east of	54' 02"
4	Expended casing cal.	17' 08" east of	44' 08"
5	Expended casing cal.	5' 09" east of	39' 10"
6	Expended casing cal.	14' 10" east of	33' 05"
7	Expended casing	16' 06" east of	23' 03"
8	Expended casing	18' 10" east of	26' 06"
9	Expended casing cal.	30' 01" east of	43' 02"
A 1	Tire mark (end)	-43' 00" west of	-38' 00"
A 2	Tire mark (mid-point)	-45' 07" west of	-25' 04"
A 3	Tire mark (mid-point)	-45' 03" west of	-17' 03"
A 4	Tire mark (mid-point)	-40' 06" west of	- 2' 10"
A 5	Tire mark (mid-point)	-29' 06" west of	+18' 06"
A 6	Tire mark (mid-point)	-21' 01" west of	+24' 03"
B 1	Tire mark (end)	-47' 00" west of	-38' 05"
В2	Tire mark (mid-point)	-48' 00" west of	-26' 07"
В3	Tire mark (mid-point)	-48' 04" west of	-17' 03"
B 4	Tire mark (mid-point)	-43' 03" west of	- 2' 10"
В 5	Tire mark (mid-point)	-25' 11" west of	+18' 06"
B 6	Tire mark (mid-point)	-16' 05" west of	+24' 00"
C 1	Tire mark (end)	-49' 06" west of	-17' 03"
C 2	Tire mark (mid-point)	-45' 03" west of	- 2' 10"
C 3	Tire mark (mid-point)	-20' 04" west of	+18' 06"
C 4	Tire mark (mid-point)	-14' 00" west of	+21' 05"
C 5	Tire mark (mid-point)	0' 00"	+25' 00"
C 6	Tire mark (mid-point)	+11' 09" east of	+26' 00"
C 7	Tire mark (mid-point)	+72' 01" east of	+25' 09"
C 8	Tire mark (begin)	+163' 04" east of	+23' 00"

Reporting Officer K. GELSKEY	ID#	Division	Approved By	Date of Report	Time
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Code Section And Description (or		Date		Day of Week	Time	
PC / 664 / ATTEMPT QUALIFIER		03/11/2004		THU	11:50	
Location Of Incident (Or Address) 620 E. 24TH ST			Gity NATION	IAL CITY	District	Beat 246
Person(s) Involved: Victim						
HARWARD, D						
Suspect (If Named)						
ORTIZ, RICHARD				ud-,, il seguino - ,		
Property Tag No.(s)						

D	Impact mark on school building	+115' 06" east of	-112' 00"
	Additional measurements for item		
	D: 8' 10" above the ground and 4'		
	2" north of south wall		

Follow-up continued:

On 03/11/2004 at around 1840 hours, I assisted PES Flores collected evidence from Officer C. Miller. We used the CSS office at NCPD as our work area. Per Detective Grande's request, PES Flores conducted a gunshot residue (GSR) test on Officer Miller's hands. I then collected Officer Miller's uniform shirt, uniform pants, dress belt, utility belt, and boots. These items were turned over to PES Flores to be processed for evidence.

At around 1950 hours, I assisted PES Flores collect evidence from Officer D. Harward. Flores also conducted a GSR test on Harward's hands. Officer Harward's uniform shirt, pants, belts, and boots were also collected and turned over to PES Flores for evidence processing.

Vehicle Inspection:

On Friday, 03/12/2004 at around 1005 hours, I went to the underground parking garage to inspect the suspect vehicle. The vehicle was secured inside the vehicle evidence cage of the Property and Evidence Unit. The vehicle was a blue 1986 four-door sedan, bearing California license plates:

Detective Meeks photographed the vehicle with a digital camera. PES Flores photographed the vehicle with a 35mm camera.

I conducted a walk around of the vehicle and observed that the right rear tail light was on, the gear shift was in the 'Drive' position, the emergency brake was off, the key was in the ignition, and the airbag in the steering wheel was deployed. There front of the vehicle had damage, as a result of the collision at E. 28th and F Avenue. The majority of the damage was to the right front bumper and fender. This caused the hood to buckle and fold upward.

The windshield had impact damage on the upper left corner (driver's side). The impact damage was outward and appears to be caused by the driver's head impacting the windshield. The rear window on the vehicle was tinted and intact. The driver's side window was in a down position and tinted. The left rear side window was down and tinted. The left rear quarter window was intact and tinted. The right front side window was down and was tinted. The right rear side window was ¾ up, tinted, and had a projectile hole through it. The right rear quarter window was intact and tinted.

Reporting Officer K. GELSKEY	ID #	Division	Approved By	Date of Report	Time
	277	INV	D. J. Grande	04/08/2004	10:51

Continued From: CRIME	San Diego Regional Officer's Report		Page 5 of 9	Case No 0402679		
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Code Section And Description (one incident PC / 664 / ATTEMPT QUALIFIER	only)	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST			City NATION	IAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D				· · · · · · · · · · · · · · · · · · ·	~	<u> </u>
Suspect (If Named) ORTIZ, RICHARD		***************************************				
Property Tag No.(5)				· · · · · · · · · · · · · · · · · · ·	MINUM MANUAL TO A STATE OF THE	***************************************

I observed six projectile holes in the vehicle. There were two holes (evidence markers 1 and 2) in the hood (above the engine compartment). The bullets from these holes appeared to continue into the engine compartment.

There was a projectile hole (evidence item 3) through the front windshield, which continued through the dashboard, and struck to the back of the steering wheel. I saw a light gray mark on the back of the steering wheel, which appeared to be caused by a bullet strike. This mark lined up with the exit hole from the dashboard, when the steering wheel was turned to the right (approximately one quarter of a turn). Upon examining the hole in the dashboard, a piece of copper jacketing from a bullet was found lodged in the exit hole. I removed the copper jacketing with forceps and gave it to PES Flores, who impounded it into evidence.

There was a projectile hole (evidence item # 4) in the right rear passenger window. There was another hole that entered the right side of the headrest of the front passenger seat and exited the front of the headrest. It appears that these holes were made by the same projectile. The front passenger seat had been pushed forward during the collision. The tracks for the seat were bent, which prevented the seat being pushed back to check the alignment of the projectile holes. It appears that if the seat were reclined back in a normal seating position, the hole in the headrest would be in the same position as the hole in the right rear passenger window.

There was a projectile hole in the right rear passenger door (evidence marker # 5). The entry hole was near the rear edge of the door. This projectile appeared to enter the vehicle in a slight left to right angle, and then deflected to an extreme right angle, upon striking doorframe. This projectile continued until striking the trailing edge of the right rear door. It appears that the projectile lodged between the door and the frame. The projectile was not present and may have fallen out at some point, when the door was opened earlier (possibly when the passenger exited the vehicle after the collision).

There was a projectile hole (evidence marker #6) in the roof, above the left rear passenger window. The hole penetrated the hollow frame of the roof and there was no exit hole found.

Detective Meeks searched the interior of this vehicle and found the following items:

- A black hooded sweatshirt with "San Diego Classick" in light gray lettering on the front, and "San Diego Classick" on the hood. The sweatshirt was located on the driver's seat.
- Red fluid stain (that appeared to be blood) on the interior of the front passenger door, near the door latch. PES Flores took swabs from this stain.
- A tan colored rug was found on the back seat.
- On top of the rug was a blue nylon bag (with the "Miles" in white lettering on the front). Inside the bag was an olive drab vest.
- A Teac CD player (model PD485, serial # 111492) was found on the back seat, on the left side, upside down.

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Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER	Date 03/11/2004	Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST	City NAT	ONAL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D				B
Suspect (If Named) ORTIZ, RICHARD				
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- A pink plastic "Betty Boop" coin purse was found on the back seat, in front of the CD player.
- A green nylon shower bag was found on the right rear floorboard. Inside the bag were numerous small baggies (approximately ½ x ½ inches), which are commonly used to package and distribute controlled substances, such as methamphetamines. (2) of the baggies had white powder residue inside them.
- Also located next to this clear plastic plate, which was broken in half.
- A vehicle jack (scissor type) was found underneath the driver's seat.
- A black plastic cell phone holder was found on the right rear floorboard.
- A screwdriver (phillips head) was found on the right rear floorboard.
- A box cutter was found in the center consol.
- In the trunk were the miscellaneous items: a hitch, a windshield sunshade, a bag of charcoal, (2) empty plastic one gallon bottles, (2) hangers, a children's book (Ralph's Secret Weapon), and a spare tire.

After searching the interior of the vehicle, PES Flores dusted the vehicle for latent fingerprints.

At around 1025 hours, I as	iso examine	d the patrol v	chicles driven by Office	ers Harward and Miller. Both
vehicles had been parked:	in the under	ground parki:	ng facility at NCPD. M	iller's vehicle was unit 370, with
California license plates:	H	arward's yeh	icle was unit 437, with	California exempt license plates:
				I found nothing inside either vehicle
out of the ordinary. The o				
				nt inside, that belonging to each of
				test on the interior and exterior of
the driver's doors of both	patrol cars.	At around 10	145 hours, we continued	to process the suspect vehicle.
Crime Scene Follow-up:				
At around 1210 hours, De	tective Rem	mers request	ed that I respond to 620	E. 24 th Street. Detective Remmers
and Grande were conducti	ng a walk th	rough of the	scene. Upon arrival, D	etective Rounds brought witness,
				ne witnessed the incident.
				er were at, when the suspects
<u>-</u>				sition. I stood in the position
				re Officer Miller was standing.
				vehicle was parked, where it was at
				rs first fired their weapons.
Detective Grande marked	the locations	s on the parki	ing lot, with a piece of y	rellow chalk, (following
directions). PES Flores the	en measured	these location	ons in the parking lot, us	sing a 'Rol-a-tape'. The southwest
corner of the apartment bu	ilding (620)	E. 24 th Street) located on the north si	de of the parking lot was used as a
reference point to measure				
ling Officer	ID#	Division	Approved By	Date of Report Time

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Person(s) Involved: Victim							**************************************
HARWARD, D							
Suspect (If Named)							
ORTIZ, RICHARD							
Property Tag No.(s)							

MEASUREMENT LOG

Item	Description	West wall of apartment building 620 E. 24 th St.	South wall of building 620 E. 24 th St.
Е	Location of Officer Miller, per witness	5' 04" East of	25' 09" South of
F	Location of Officer Harward, per witness	10' 04" East of	31' 04" South of
G	Location of suspect vehicle when first shot was fired.	28' 03" East of	32' 00" South of
Н	Location of suspect vehicle when officers drew their guns	54' 01" East of	32' 06" South of
I	Location of witness	109' 4" East of	43' 10" South of
J	Location of suspect vehicle in parking stall.	91' 01" East of	17' 10" South of

PES Flores also measured the following distances (according to witness):

- Officer Harward's position to the suspect vehicle, when he pointed his handgun at the suspect and ordered him to stop. This measured 43 feet, 5 inches.
- Officer Miller's position to the suspect vehicle, when he pointed his handgun at the suspect and ordered him to stop. This measured 48 feet, 3 inches.
- Officer Harward's position to the suspect vehicle, when the first shot was fired. This measured 18 feet,
 2 inches.
- Officer Miller's position to the suspect vehicle, when the first shot was fired. This measured 22 feet, 9 inches.

We also placed traffic cones on the tire mark in the parking lot, so that PES Flores could photograph the path of the tire marks.

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Officer'	o Regional s Report rative	Page 8 of 9	Case Ni 0402679	
Code Section And Description (one incident only) PC / 664 / ATTEMPT QUALIFIER Location Of Incident (Or Address)	Date 03/11/2004 City	Day of Week THU	Time 11:50 District	Beat
620 E. 24TH ST Person(s) Involved: Victim HARWARD, D Suspect (If Named) ORTIZ, RICHARD	NAT	IONAL CITY		246
Property Tag No.(s)				

Flores and I also measured the centrifugal scuff marks in the roadway. I obtained a cord length of 65 feet and a middle ordinate of 13 feet, 6 inches.

I estimated the minimum speed of the suspect vehicle at the point it left the centrifugal scuff marks on the roadway, using the principles of uniform circular motion. Based upon the calculations listed below, I determined the minimum speed to be 21 mph.

R = radius

M = middle ordinate

C = Chord

V = velocity

G = gravity

 $\mu = \Box$ drag factor

The Pythagorean Theorem states:

$$R = \frac{C^2}{8M} + \frac{M}{2}$$

$$R = \frac{65^2}{(8)(13.5)} + \frac{13}{2}$$

$$R = \frac{4225}{108} + 6.75$$

$$R = 39.120 + 6.75$$

$$R = 45.87$$

Formula for estimating the velocity of a vehicle in uniform circular motion:

$$V = \sqrt{Rg\mu}$$

$$V = \sqrt{(45.87)(32.2 fps^2)(0.7)}$$

$$V = \sqrt{1033.91}$$

$$V = 32.15 fps$$

$$V = (32.15 fps) \left(\frac{15}{22}\right)$$

$$V = 21 \text{ mph}$$

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Continued From: . CRIME	Narrative		Page 9 of 9	Case Nu 0402679	
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Person(s) Involved: Victim HARWARD, D					la
Suspect (If Named) ORTIZ, RICHARD				······································	
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Follow-up Vehicle Inspection:

On Monday, 03/29/2004, I removed the hood from the by having National City Public Works Mechanic Patrick McDaniels cut the brackets holding the hood. Once the hood was removed, I saw a projectile hole the entered the firewall. I also saw what appeared to be melted lead on the exhaust manifold of the engine (possibly from the other projectile that went through the hood).

On Tuesday, 03/30/2004, at around 0800 hours, Criminalist Lance Martini, from the San Diego Sheriff's Crime Laboratory, came to NCPD to conduct trajectory analysis on the Sheriff's Evidence Tech Marie Durina assisted by taking photographs.

On Friday, 04/02/2004, at around 0900 hours, National City Fire Department, Truck 34 (Captain Kevin Killacky, Engineer Ben Garcia, Firefighter Ernesto Diaz, and Firefighter Paul Kane) came to NCPD at my request, to assist in retrieving projectiles that may be lodged inside the The roof was cut along the drivers side roof line (near evidence marker #6). After roof was cut, I saw no projectiles inside the hollow area running along the edge of the roof. I concluded that the projectile must have bounced out, upon striking the roof.

The projectile hole in the firewall was examined. Located behind the firewall at this location was cover to the heater coil. The cover was cut open and inside was a large caliber copper jacketed bullet. PES Flores photographed the bullet in place. I then retrieved it and gave it to Flores to impound.

EVIDENCE:

TAG# DESCRIPTION

I0019856 CDR with digital images from crime scene.

I0019857 CDR with digital images of the suspect vehicle.

I0019858 Field notes from the crime scene investigation and vehicle inspection.

Prepared by: Detective K. Gelskey #277

		 					
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Location Of Incident (Or Addres 620 E 24TH STREET			Cily NATION	AL CITY	District	Beat 246
Person(s) Involved: Victim ORTIZ, RICHARD Suspect (if Named) HARWARD, D			•			
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Detective Follow-up Report

On March 11, 2004, at about 1200 hours, NCPD Detectives responded to 620 E. 24th Street to investigate a report of an Officer Involved Shooting. Upon my arrival, I was informed that Officers D. Harward and C. Miller were involved in an Officer Involved Shooting in the south parking lot of 620 E. 24th Street, National City, after the suspect, **Richard**Ortiz tried running them over in a stolen vehicle. I was also informed that Ortiz had crashed in the area of E. 28th Street and F Ave., prior to fleeing on foot. Ortiz was subsequently arrested in the yard of 631 E. 28th Street.

Detective Grande, the lead detective requested I transport witnesses to the National City Police Department to be

interviewed by detectives.	
At about 1447 hours, Detective Rounds and I interviewed (witness) at the National City Police Department Investigations Interview Room B. The interview with was captured on audio and videotape, which was later impounded at the National City Police Department.	ł
On March 24, 2004, Detective Grande handed me a photo line-up containing a picture of Richard Ortiz. Ortiz' picture was in the #5 position of the photo line-up with five other "filler" pictures. Detective Grande requested I contact and show him the photo line-up. Detective Grande also requested I contact Coach from Sweetwater High School, 2900 Highland Ave. Detective Grande had information that might have witnessed the accident at E. 28th Street and F Ave.	
On March 25, 2004, at about 1156 hours came into the National City Police Department. I read the photographic line-up admonishment and handed him the photo line up. studied the photographic line-up; however, he could not make an identification.	

On April 22, 2004, at about 0900 hours, I contacted at Sweetwater High School, 2900 Highland Ave. I of our investigation. arrived after the police were at the scene and did not witness the shooting or accident; therefore, he could not provide information regarding this investigation.

End of Report Detective E. Cordero

Reporting Officer	1D #	Division	Approved By	Date of Report	Time
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San Diego Regional Officer's Report Narrative			Page 1 of 3	Case Nu 0402679		
Code Section And Description (PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 East 24th Street	s)		City NATION	IAL CITY	District	Beal 240
Person(s) Involved: Victim Harward, D.						
Suspect (If Named) Orliz, Richard						
Property Tag No.(s)						
L., +1					······································	

DETECTIVE FOLLOW UP REPORT

STATEMENT OF (Witness)	
On 03-25-04, at about 1245 hours, (Witness) came to NCPD to be interviewed. was present in the area of East 28 th Street and F Avenue on 03-11-04, at about 1150 hours.	
interviewed in an interview room within the Investigations Division. The interview was captured on audio and video tape. I later impounded the audio and video tapes of the interview at NCPD as evidence. The following is a synopsis of the interview with and is not all-inclusive. For further details, refer to the audio and /or video tapes of the interview.	
Statement of (Witness): On 03-11-04, at about 1150 hours, was parked and seated in the driver seat of his 1998 here. In our Sweetwater High School. He was parked on the north side of East 28 th Street, facing west, about two car lengths east of F Avenue. His vehicle's engine and radio were turned off and his driver side window was down. Was alone in his vehicle. He was parked in the area because he was going to pick up his girlfriend, who is a student at Sweetwater High School.	
heard the sound of a vehicle engine "revving" loudly. Could not see the vehicle that was making the revving sound. The sound seemed to be coming from F Avenue, north of East 28 th Street. The revving sounded like it was moving southbound on F Avenue, traveling in direction. did not hear any gunshots in the area prior to hearing the revving engine sound.	
As the revving sound came closer, heard the sound of screeching tires. It sounded like someone was applying a vehicle's brakes very hard. Saw a black, four-door sedan (possibly an 1994, 'legal travel southbound at a high rate of speed (skidding). The skidded through the intersection of East 28 th Street and F Avenue. The traveled from north to south in front of knew the was skidding because he saw smoke coming from its tires. The collided into a light beige colored "low rider" vehicle. The low rider vehicle was possibly a two-door. The low rider vehicle was parked along the south curb line of East 28 th Street, near F Avenue, facing east. It appeared to that the low rider vehicle was dropping off a female student. The female student had exited the low rider vehicle out of the vehicle's front passenger side door.	1
The front end of the collided with the rear driver side fender area of the low rider vehicle. The low rider vehicle "turned" around from the force of being hit by the collider vehicle stopped facing in a north or northwest direction. The collider also "turned around" and stopped facing eastbound. Cannot estimate how fast the collider was traveling when it collided with the low rider vehicle.	I

Reporting Officer	1D#	Division	Approved By	Date of Report	Time
ROUNDS	360	INV	R. G. Triviz	04/27/2004	08:04

Contin : 3 From: CRIME	San Diego Regio	onal		
CINITIL	Officer's Repo		Page . 2 of 3	Case Number 0402679
Code Section And Description (one incident only) iURDER/DEGRÉE UNSPECIFIED	Date 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Address 620 East 24th Street		1 00/11/2007	City NATIONAL CITY	District Beat 240
Person(s) Involved: Victim				
Harward, D. Suspect (If Named)			in manual de la company de la company de la company de la company de la company de la company de la company de	
Orliz, Richard Property Tag No.(s)			A STATE OF THE STA	***************************************
rider vehicle's fer 10-15 feet. She la saw the dr colored denim parable to force the conjured because he suspect #1 ran awarider vehicle. He ran east on East 2 from as he going. It was a she going. It was a she going. It was a she going. It was a she going turned back during the collision. One police car arriteacher from the he stood beside walked over police officer stanfled. It was standing behint to go look for Sushad pointed out. Another police off Detective Hart ask	ived immediately, followed by another policing school was helping the female student he his vehicle while numerous police office or to a school security guard that was nearly guard. The total to the area of the pink house on the norm of the security guard heard talking, pect #1. Saw several police officers ficer (detective) showed up moments laterated to show him exactly where he saw set of the pink house. Detective Hart and	reet. Iispanic male, er side door of the did not se at of the did not se ang to check or between the control of the fence of the car that was throwers arrived in the the fence bor lid the security of the side of Eas The police of sign to the area. Is a side of the fence bor lid the security of the side of Eas The police of sign to the area.	wearing a baby blue of the suspect #1 look on Suspect #1 look on Suspect #1 was about the welfare of the performance of the performance of the performance of the welfare of the performance of the welfare of the performance of the welfare of the performance of the performance of the female student the decided to go back as right behind the first with the decided to go back on the ground during the high school of the performance of the ping of the to rear of the ping of the to rear of the ping of the detective's nature.	t-shirt and day Suspect #1 was ked like he was ked like he was suspect #1 the two yards awa Suspect #1 was suspect #1 was suspect #1 was to some 7-8 fo eet. Suspect # hat was throw to his vehicl t. Saw and the collision I. There was here the suspect lice officers whe e officers whe was "Hart bettive Hart lice was "Hart
	d the second officer were behind the suspect #1 in custody (with his hands behind			

Division INV

1D # 360 Approved By R. G. Triviz

Reporting Officer ROUNDS Time 08:04

Date of Report 04/27/2004

Continue J From: CRIME	San Die	go Regional				
	Office	r's Report		Page	Case N	
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	MURDER/DEGRÉÉ UNSPECIFIED	Date 03/11/200	4	Day of Week THU	Time 11:50	
Location Of Incident (Or Add 620 East 24th Street	ress)		City NATION	NAL CITY	District	Beat 240
Person(s) Involved: Victim Harward, D.	The state of the s					.1
Suspect (If Named)	**************************************		· // Ldww///////			
Orliz, Richard Property Tag No.(s)		**************************************			······································	
Suspect #1 was heavy build. Simple beanie cap Suspect #1 was police arrested to seat of the After the collisis seated in the fire ambulance arrive "My legs, my less speak with Suspect #2 was medium build.	on, saw there was also a sent passenger side seat of the ed on scene. Suspect #2 was compegs!" did not get close endect #2. a white male adult, about 23-24 years could not describe Suspect #	years old. He was all short black or dar on. does not colored denim pants it is the same male (Suspect Suspect #2 relaining of pain to his ugh to Suspect #2 to ears old. He was abe 2 in further detail.	bout 5'7"; k brown heremember uspect #1) #2) in the emained in legs. Sus see if he out 5'8" to	tall, about 300 hair underneat if Suspect #1 is certain the he saw run finds the saw run finds was injured.	h a tight had faci at the mom the discount of	with a fitting al hair. ale the lriver's til and eamed, did not with a
the #5 position of the nd identified the peop said the person i	statement, I showed him e photograph line up with five other le in photographs #3 (filler picture in photograph #3 looked more like otographs he identified (#3 and #5)	er "filler" pictures. e) and #5 (Ortiz' pic Suspect #1. Using a	look ture) as m photocopy	ted at the pho lost looking l of the photo	tograph i ike Susperaph lin	line up ect #1. e up, I
ater impounded the or	iginal signed copy of the photograp	h line up at NCPD as	evidence.			
	END OF	REPORT				
etective Robert A. Rou ational City Police De vestigations Division						
pril 21, 2004						

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Reporting Officer	1D#	Division	Approved By	Date of Report	Time
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	n Diego Regional Officer's Report Narrative		Page 1 2 of	Case N 040267	
Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	······································	Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E. 2TH ST	A Mar as street	City NATION	IAL CITY	District	Beat 246
Person(s) Involved: Victim MILLER / HARWARD,	THE CONTRACT OF THE PROPERTY OF THE CONTRACT O				.I
Suspect (If Named) ORTIZ, RICHARD					······································
Property Tag No (s)					

DETECTIVE FOLLOW-UP

On March 11, 2004, I heard over the police radio that NCPD officers were actively searching for an outstanding suspect that was wanted for Carjacking. Two NCPD officers had fired their weapons at the suspect vehicle during the incident when the suspect tried to run them down with his stolen vehicle at 620 E. 24th Street, National City. I responded to the area of F Avenue and E. 24th Street to assist in the search for the suspect.

Upon my arrival, NCPD Detective Meeks and I assisted in securing the perimeter in the area of E. 28th Street and G Avenue when the suspect, later identified as **Richard Ortiz**, was captured. Afterward, I received an incident briefing from the on-scene commanders and was assigned to assist in locating evidence in the surrounding area.

During my check of the surrounding area, I spoke with Witness (Witness) at Witness (Witness)	onal
City. Her residence is located of and the street from the south parking lot of 620 E. 24 th Str	eet.
told me she was home inside of her residence babysitting her the same niece. No one else w	/as
home. heard the sound of a car engine loudly racing and then approximately four gunshots. She	e did
not see or hear anything else. said she did not witness the shooting incident or see what the veh	nicle
looked like that sped away. could not provide any further details.	

I did not locate any items of the evidence.

Detective Grande and I were assigned to interview NCPD Officers Miller and Harward (Victims). The interviews took place in one of the interview rooms at NCPD in the Investigations Division and they were captured on audio and videotapes. Officer Miller was first to be interviewed (1700 hours) and then Officer Harward (1837 hours). See attached statement for details.

Detective Grande and I attempted to interview Richard "Joker" Ortiz (Suspect) at NCPD. Ortiz was Mirandized, and he invoked (2030 hours).

On March 12, 2004, at about 1150 hours, Detective Grande conducted a scene walk-through with Officers Harward and Miller at 620 E. 24th Street. I videotaped the walk-through using a Hi-8mm video camera. *Refer to Detective Grande's report for details.*

On March 12, 2004, at about 1515 hours, I went to UCSD Hospital and spoke with Dr. the attending physician for (Suspect). Dr. told me that sustained two gunshot wounds: (1) Gunshot wound to the left leg that shattered his femur and other bones around his knee, (1) Gunshot wound (through-and-through) to his upper back. The gunshot wounds were non-life threatening. I used a

(2)					
Reporting Officer	I ID#	Division	Approved By	Date of Report	Time
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Code Section And Description (one incident only) PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Wee	k Time 11:50	
Location Of Incident (Or Address) 620 E 2TH ST		City NATIONAL CITY	District	Beat 246
Person(s) Involved: Victim MILLER / HARWARD.				1
Suspect (If Named)				·····
ORTIZ, RICHARD Property Tag No.(s)				·
It appeared to me that was a lidid not conduct an interview. Moreover the mother, arrived at the see attached statement for details.	not in a condition Recovery Room.	•	·	
On March 29, 2004, NCPD patrol officers arrested warrants. Based on the Carjacking investigation, Mirandized at 0810 hours in one of the intervietold me that he understood his rights and provided me with audio and videotapes. See attached statement for details	was considered were rooms inside the hastatement. T	ne Investigations	NCPD, I Division. I	He
End of report.				

Continued From: CRIMS	San Diego Officer's	~r	Pag	De	l Case Nu	mber
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Code Section And Description (PC / 187*664 / ATTEMPTED M	one incident onty) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		of Week	Time 11:50	
Location Of Incident (Or Addres 620 E. 24TH ST			City NATIONAL C		District	Beat 246
Person(s) Involved, Victim HARWARD, D						1
Suspect (If Named) ORTIZ, RICHARD					·····	
Property Tag No.(s)					***************************************	
Lancian Angelon and Angelon an	<u>DETECTIVE</u> F	OLLOW-UP	1477 - 1 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148 - 148			
	STATEMENT FROM					
	about 0810 hours, I interviewed			erview ro		in the
National City Police De videotane and it was la	partment's Investigations Divisio ter impounded into evidence at N	n. The interview wa ICPD The followin	as captured a is a syno	l on audio	o and	nda
statement from		ease refer to the au	g is a syrio diotape for	a comple	ete state	<u>iiua</u> ment
			·	·		
	(Suspect) has been dating	for appro	ximately 2	_ 3 vaare	They	havo
a boy toge	· · · · · · · · · · · · · · · · · · ·			with her	•	
	brother, at		al City.		not car	e for
residence is located to	the age difference between her of	that shares a co		ngle deta ckvard" a		na l
residence is occupied b	y an older female named	Her companion				
house in a shed. Two		known last name) a			known	
parties are renters.	frequently visit	residence almo	st on a dall	y basis.	All of th	е
	known Richard Ortiz (Suspect) s explained that some time during					
	ale (Ortiz) loitering in front of the					
peer through the window	vs. During this incident, Ortiz wo	ould duck behind a t	ree in atte	npt to co	nceal hi	mself
from the occupants of the	ne house; however, his large stat	ure gave up his pos	sition. Whe	en(into la la a	
described as	nis suspicious actions, Ortiz told introduced Ortiz to	mim that he was loo	หเทg ior a เ ว Ortiz that	emale, w the fema	nicn ne iles at th	ne
residence were their girl	friends. He persuaded Ortiz to s	top lurking or else	violence wo	ould be u	sed aga	iinst
him. From that point for	ward, there has not been any other	ner issues with Ortiz	z. Ortiz wo	uld frequ	ently vis	sit
residence, and in passir	back to house using a cong he would wave and greet	This bloss	m the stree	et to tne r a friendsk	ear of tr nip.	ne
2.2.2					·	
	I not know if Ortiz was involved i cocky youngster trying to make					ance,
		denied seeing				nina
Ortiz would often wear le	ong sleeve sweatshirts with the h	lood up and sungla	sses (usua	lly at all h	nours of	the
day). Ortiz was known <u>t</u>	o carry "tools" in a backpack he	often possessed. O	ne of the "	ools" wa	sa	

Division INV

ID# 344

screwdriver. However,

Reporting Officer M.REMMERS said he never saw Ortiz with any type of a "weapon."

Approved By R. G. Triviz Time 16:25

Date of Report 04/12/2004 said

Continued From: CRIME	Officer's Report Narrative					Case No 0402679	
Code Section And Description (one PC / 187*664 / ATTEMPTED MURL		IEIEN	Date 03/11/2004	reservation to the state of the later was march	Of Day of Week THU	Time	
Location Of Incident (Or Address) 620 E. 24TH ST	LIVULGILL UNOFLU	TICU	03/11/2004	City	AL CITY	11:50 District	Beat 246
Person(s) Involved: Victim				14/41/0/19	AL OIL I		240
HARWARD, D Suspect (If Named)						 	
ORTIZ, RICHARD Property Tag No.(s)		realista de la calacida de la calacida de la calacida de la calacida de la calacida de la calacida de la calacida	1880-1880-1880-1880-1880-1880-1880-1880	······	······································		
he day. He inferred that some addition, was known to often smoke said he has known to said he has known discussed an invite when she was type of narcotics with the said had three confronted and three said he ha	she was possibly ided that Ortiz methamphetan own commendation own commendation. Apparent that occurrence him with cash to purchastion since continuous of them the two of them.	for about five yeurred a year ago arently egnancy. Once violence if it sho be some metham went against his	ears. They met when becauld ever happer phetamine for his wishes. From	through ve and ume awan again.	rvation of the tamine to involvemen mutual frien used methan to give or sire of the incisome time said at forward, the	foot tra foot tra Ort t with Or ds. nphetam moke an ident, he later, he kept here has	ffic. iz rtiz o nine ny the not
said owr vasn't until March 10, 200	ned a black or bl		ut he has never nat he owed the		drive the	car. It	
said he had two een constantly "looking or rould run and hide to avoi	ver his shoulder	warrants for his s" for the police.					
On or about March 10, 200 ours. He walked to the balking to a female named elations with	ackyard area, to It ap interrup usy talking to	peared to ted Ortiz severa and he po	that Ortiz I times to ask fo ssessed no ciga	was tryir r a cigar rettes.	ng hard to ac ette. On ea Based on Oi	saw Or cquire ch occas tiz'	tiz
ppearance at that time, it nethamphetamine.			iz was possibly i		o mindorioo (וע	
nethamphetamine. then proceeded house.	d to walk toward Jused this oppor	the front sidewa tunity to question contained his So	lk when the second	exited the	e front patio	area fro as stolen	ıa

Continued From: CRIME					Page 3 5	Case No 0402679	
Code Section And Description (one	incident anty)	J CONT I C			of	Ng 49	· · · · · · · · · · · · · · · · · · ·
PC / 187'664 / ATTEMPTED MUR	DER/DEGREE UNSPEC	CIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address) 620 E. 24TH ST				City NATIONA	VL CITY	District	Boat 246
Person(s) Involved: Victim HARWARD, D					THE THE PERSON AS A PERSON AS		L
Suspect (If Nemed) ORTIZ, RICHARD					······································		
Property Tag No.(s)							*********
their conservation, kit. b then char cigarette. said while he sidewalk area), he would see what was going on. conversation did not appear what was being said holding.	nged the subject d he did go to the ked the cigarette was waiting at the often look for the said lear to be heated. Some time late car keys. Ortiz	by asking e front of during this time he front of the period police and the he saw Ortiz ar er (20 minutes and told	for a cigarette, a house and wait house and wait he. property (at the moven toward the rear had to make about 5 and hour), Ortiz was to an hour), Ortiz was that he had to "deligate the had to "deligate to an hour).	uth of the of the each othe of the present of the present of the order	e driveway ar operty (to the next to the yay and he could be a single for	l" brand is in the ind the inorth) is shed, build no he proj	o to The ot perty
needed to go alone. Ortione was with Ortiz. left hour later, confro clothes were inside of the Ortiz and lent him the fearing that thought Ortiz would return he was so concerned.	odid not appear ouse and walked nted car. During that mother) would	to the store to and asked if Call the police	get some cigarettertiz would return was yelling at the med about the yell	any objects. When the theorem with the theorem is and the theorem in the theorem	the had given to several	Ortiz le d about ause h n mone shut up times it	eft. t an er by to
Fearing that the police had house that was located so walking along D Avenue, a Apartment complex to hide and Highland Avenue whe "friends" gave	mewhere in the a police car circle. Continuous she met some	area of E. 4 th Sed around. Lied walking and Friends of	Street next to El To said he ra d went to a Laund	yon Parl in into th romat loc	e National Ci	ty), W ty Park s th Stree	hile :
Once there, she met Ortiz (this was told to 0300 or 0400 hours (03-11 Ortiz that was "pisse drove off.	-04). by). They lo	ocated	at his "fi		tol	d
Ortiz returned to for a gir	friends hous l's address.	e approximatel said C	y a ½ hour later— Ortiz still looked like	still driving the he	ng the under the in	fluence	of
Reporting Officer M.REMMERS	ID# 344	Division INV	Approved By R. G. Triviz		Date of Report 04/12/2004	Time 16:25	

Contribed Fires: CRIME	San Diego Regional Officer's Report Narrative				Page 4 5	Case No 0402679	
Code Section And Description (one in	cident only)		Date		Of Day of Week	Time	~
PC / 187*664 / ATTEMPTED MURDE Location Of Incident (Or Address)	R/DEGRÉÉ UNSPE	CIFIED	03/11/2004		THU	11:50	T-5
620 E. 24TH ST				City NATIONA	L CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D				**************************************	······································		
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)						**************************************	
methamphetamine. Ortiz s the last time he had seen C Later in the afternoon (03-1 had been at the house look was considered armed and was driving. believed him. (Based on this information police fired their weapons believed their	1-04), 1-04), 1-04), 1-04), 1-04), 1-04, 1	was confront shad addition, a main formed the contact	ented by Shexplained that Ortizale and female were opinion that he was anding warrants).	e told hid was wad e seen in with Ortizes the inte	nted by the p nside the car when the po	detect olice a that O lice sh and the	tives and rtiz eot at e
about the incident in the nev	He also said vspaper the da	he did not with	He also denied tha less the police sho loting.	t he had oting. He	ever been in e did admit to	side oı have	r had read
denied knowing during the shooting.	the male		and/or female (M	aria Urzı	ua) that were	with C)rtiz
said he believed because some of his friends friends nor did he know whe	may live in the	e general area.	n the area of the E.		eet and F Ave of know any o		ı
Approximately three days aft and she had asked him about had spoken to the night before the "demands" and did not witne attorney stating his involvem denied that he me	at his involvem told the moth- ne police-shoot ass any "carjac ent.	ent regarding ter that ting incident. king". Ortiz' managreed to the	the stolen had "der had made "der explaine other asked	She to nands" to to to to to to to to to to to to to	old o surrender the not make an write a letter to not done so a	that he y to her s as of ye	she son's et.
that he encouraged, assisted	l, or helped Or	tiz take the	car keys fro	om Car (C	Oruz. He a	iso dei	nea
said he does not		· ·		o amour	ıt was ever d	iscuss	ed.
would not or coul Reporting Officer	a not provide a	any further spe			-	T	
M.REMMERS	344	INV	Approved By R. G. Triviz		Date of Report 04/12/2004	Time 16:25	

Continued From: ORIMS	San Diego Regional Officer's Report Narrative				Page 5 5	Case Nu 0402679	
	URDER/DEGRÉÉ UNSPECIFIED		Date 03/11/2004	7	Day of Week THU	Time 11:50	
Location Of incident (Or Addres 620 E. 24TH ST	s)			City NATION	AL CITY	District	Beat 246
Person(s) Involved: Victim HARWARD, D		*					
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)							

End of Statement.

Reporting Officer	ID #	Division	Approved By	Date of Report	Time
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Continued From . CRIME	San Diego Reg Officer's Rep Narrative	Page 1 2 of	Case Nu 0402679			
Code Section And Description (PC / 187*664 / ATTEMPTED M	one Incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 24TH ST	55)		City NATION	IAL CITY	District	Beat 246
Person(s) Involved: Victim MILLER / HARWARD,						
Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s)						

DETECTIVE FOLLOW-UP

WITNESS STATEMENT FROM
On March 12, 2004, at about 1530 hours, I interviewed and at UCSD Hospital in the lobby area. The following is a synopsized statement from and it is not all-inclusive.
(WITNESS) is the mother of (Suspect). (Suspect). (Suspect) has been dating his girlfriend, Maria Urzua, for approximately 4 – 5 years. They live together with Urzua's ex-husband, somewhere near Highland Avenue, National City, near the northwestern part of town.
physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physically saw as a set of transportation is by bicycle. Ms. least physical p
Ms. Said she spoke with least last night (03-11-04) at the hospital. He explained to her that he had met "a guy" (Richard Ortiz) at a 7-Eleven store in National City the night before. Ortiz had promised that he could get him a clean-up job at a construction site with Ortiz' brother. further stated that he and were with Ortiz when he started to speed away from the police. told his mother that he and Maria told Ortiz to stop, but he continued to speed away. Said he did not understand why Ortiz was "running" from the police. When the police officers fired their guns, they were at a close distance to Ms. Said her son did not provide specific details about the shooting.
Ms. said she spoke with some time on March 11, 2004. He told Ms. that was at his house at about 0330 hours on March 11 th looking for Maria because he could not find her. at tow truck-driver, left the house for a service call. did not provide any further details to Ms.
Ms. She described the house as being in color and west of Highland Avenue, somewhere in between 2 nd and 3 rd Street, National City.
Ms. said she has never heard of the name of "Richard Ortiz" or of the moniker of "Joker."
Ms. could not provide any further details.
End of Statement

Reporting Officer	ID#	Division	Approved By	Date of Report	Time	
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Corte Section And December	San Diego Officer's Narra	Report		Page 1 of 5	Case N 040267	
Code Section And Description (one incident of PC / 187 664 / ATTEMPTED MURDER/DEGF Location Of Incident (Or Address)	nly) REE UNSPECIFIED	Date 03/11/2004	City	Day of Week THU	Time 11:50	
620 E. 24th St. (South Parking Lot) Person(s) Involved: Victim				VAL CITY	District	Beat 240
Suspect (If Named) Ortiz, Richard Property Tag No.(s)						
	Milyton and Angeles and Angele					

Detective Supplemental

On March 11, 2004 at about 1150 hrs, National City Police Officers Miller and Harward were involved in an Officer Involved Shooting in the south parking lot of 620 E. 24th St. in National City. During the investigation, I interviewed Officer Harward within the Investigations Division of the National City Police Department. Officer Harward's statement was captured on audio/video tape and the following is a synopsis of his statement:

STATEMENT

Harward, D (V) has been employed as a Police Officer with the National City Police Department for since September of 1998. Before that, Officer Harward was a Deputy with the San Diego County Marshal's Office from July of 1994 until 1998.

Officer Harward is currently a School Resource Officer with the Community Services Division of the National City Police Department and assigned to Sweetwater High School, 2900 Highland Ave. in National City.

On March 11, 2004, Officer Harward was working in the standard National City Police Department uniform, dark navy blue in color, with insignia patches on both shoulders, badge, and standard issue gun belt, with his firearm. Officer Harward carries a and caliber semi-automatic handgun. The firearm has a round magazine, with one in the chamber, which is consistent with National City Police Department Operating Procedures.

Officer Harward was driving a marked National City Police Department vehicle, equipped with lights and siren, and marked as unit # 437.

On March 11, 2004, Officer Harward was leaving Sweetwater High School, when he heard NCPD Dispatch giving information to patrol units regarding a Carjacking vehicle taken the night before, and that the suspect(s) was armed with a knife at the time of the robbery. Officer Harward heard the description of the stolen vehicle was a dark blue and memorized the license plate number.

Reporting Officer GRANDE	ID# 249	Division INV	Approved By R. A. Rounds	Date of Report 04/19/2004	Time
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	Narrative			2 of 5	0402679)
Code Section And Description (one incident only)	Date		Day of Week	Time	
Location Of Incident (Or Addres	URDER/DEGRÉÉ UNSPECIFIED	03/11/2004		THU	11:50	
620 E. 24th St. (South Parking t	o) _o()		City	IAL CITY	District	Beat
Person(s) Involved: Victim			LIMATION	IAC OILT		240
Suspect (If Named)			· · · · · · · · · · · · · · · · · · ·		·	
Ortlz, Richard						
Property Tag No.(s)					· · · · · · · · · · · · · · · · · · ·	***************************************
noted the last location Officer Miller respond not have a cover unit.	I NCPD Dispatch speaking with Parking where she had seen the Off I to the 1900 block of Wilson Avenue to the suspect(s) involved were possible to the assist him in looking for the suspect of the suspec	icer Harwa to look for ossibly arm	ard hea the sto	ard National	City Po	olice
Officer Harward arrive was not in the Sweetwater High School	ed in the area, and heard Officer Miller ne area. Officer Harward then left the a ool.	advise NO rea and sta	CPD D arted b	ispatch that ack to the ar	the stol	en
ocation or residence follock of E. 24 th St Of	the high school, Officer Harward heard or the Carjacking suspect(s) was the ap ficer Harward drove eastbound on E. 2 g lot of the apartment complex in the 6	artment co 4 th St. tow	omplex ard the	located in the apartment of	the 600 complex	

b entered the east parking lot of the apartment complex in the 600 block of E. 24th St.. He drove westbound through the south parking lot of 620 E. 24th St. and saw a dark blue matc description parked in a marked stall at the north end of the south parking lot of 620 E. 24th St. facing northbound and believed it was unoccupied.

Officer Harward confirmed the license plate of the with the information he had received from NCPD Dispatch, and continued to drive westbound through the parking lot to "F" Ave. Officer Harward then drove northbound on "F" Ave. and parked at the southwest corner of E, 24th St. and "F" Ave. and took up an observation point for the west and east entrance/exits of the parking lot in case the blue attempted to leave.

Officer Harward saw Officer Miller drive eastbound on E. 24th St. past him, and raised Officer Miller on the radio. Officer Harward told Officer Miller that he had the Carjacking vehicle, the blue in the south parking lot of the apartment complex. Officer Harward asked Officer Miller to assist him in checking on the vehicle.

Officer Harward then advised NCPD Dispatch that he had located the blue and and that he and Officer Miller were going to check the car. Officer Harward and Officer Miller began to walk in a southeasterly direction across "F" Ave. toward the apartment complex when a White male adult approached them on a bicycle that identified himself as the victim of the Carjacking. The White male,

Reporting Officer GRANDE	1D # 249	Division INV	Approved By R. A. Rounds	Date of Report 04/19/2004	Time 08:39	
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OTHER Harward Stateme						
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	Narrative Narrative		******************************			·
Code Section And Description (PC / 187*664 / ATTEMPTED MI	one incident only) JRDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres	3)		City		District	Beat
620 E, 24th St. (South Parking L Person(s) Involved: Victim	OI)	***************************************	NATION	AL CITY		240
Suspect (If Named)		, , , , , , , , , , , , , , , , , , , 	 			
Ortiz, Richard			***********			
Property Tag No.(s)						
stolen, and found his o	told the officers that he had just ar parked in the south parking lot of was no one inside the car.					
heard the White male yanywhere." Officer Ha	cycle to the west entrance/exit of the yelling at someone in the south parking arward believed the White male was someone and that the individual(s) was a someone to the west and that the individual(s) was a someone to the west entrance/exit of the yelling at some or the west entrance/exit of the yelling at some or the west entrance/exit of the yelling at some or the west entrance/exit of the yelling at some or the yelling at the yelli	ng lot, "Don peaking to t	i't go a the ind	nywhere, ar ividual(s) w	nd don'	t go
walked out into south parking stall on the no runs east/west through	ased his pace, clearing the southwest parking lot. Officer Harward saw the of the parking lot. Officer Harbard the middle of the south parking lot. It does not that Officer Miller was standing be	dark blue rward stopp Officer Harv	ed in t ward w	was backi he cement s as focusing	ing out swell, w on the	of the /hich
individuals inside the v	packing out of the parking stall, Office vehicle. Officer Harward believed the cation, and the parking stall was just	V	vas app	proximately	one hu	ndred
the vehicle. Officer Ha driver divert his attenti driver was a Hispanic of	window of the was down a rward and the driver immediately may on from the White male on the bicycor White male adult, and was wearing treet gang fashion. The driver was also	de eye cont le to him. O g a dark colo	act. Of fficer I ored be	ficer Harwa Harward sav anie, pulled	ard saw w that tl l down	the he to
	see that the right front passenger was the gender of physical description of				d. Offic	cer
accelerated forward at	d the driver of the made ey a high rate of speed causing the ted at such a high rate of speed, that the	tires t	o sque	al against th	ie pave	ment.

Approved By R. A. Rounds

Division INV

momentarily.

ID# 249

lost control of the

Reporting Officer GRANDE

Time 08:39

Date of Report 04/19/2004

Officer's Report Harward Stateme Page Case Number 4 of 0402679 Narrative Code Section And Description (one incident only) Date Day of Week PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED 03/11/2004 11:50 Location Of Incident (Or Address) City District Real 620 E. 24th St. (South Parking Lot) NATIONAL CITY 240 Person(s) Involved: Victim Suspect (If Named) Ortiz, Richard Properly Tag No.(s) Based on the information that Officer Harward had received, he believed that the driver of the and the other occupants inside the were possibly armed. Fearing for his safety and the safety of others in the area, Officer Harward drew his weapon. Due to the elementary school being adjacent to the south parking lot and immediately south of his position, he held his weapon to his side focusing on the movement of the and the three (3) occupants inside. Officer Harward extended his left arm outward with his left hand positioned in a "stop" position, and in a loud voice, yelled, "Stop, your not going anywhere." Officer Harward gave the command twice, continue to accelerate westbound toward him. and saw the Officer Harward moved to the south toward the middle of the parking as the traveled westbound toward his direction. Officer Harward saw the driver of the had both hands on the steering wheel and was crouched forward in the left front driver seat Officer Harward described the drivers' as using the steering wheel as a "sight" on a target, and was preparing for impact, and was specifically intending on striking the officers with the Realizing that the driver was not going to stop, Officer Harward started to move to the north out of the path of the Harward saw the driver redirect the path directly at him, and continued to accelerate toward him. Officer Harward had no doubt in his mind that the driver was going to strike him and Officer Miller if he did not react. Officer Harward feared for his life and the life of Officer Miller and pointed his weapon at the Officer Harward saw that the driver was not going to stop or redirect the path of the from him or Officer Miller and fearing for his life, Officer Harward fired one round at the driver of the from approximately ten (10) feet away. Officer Harward attempted to spin to his right to avoid being struck by the and fired his weapon again at the as it passed him. came so close to striking Officer Harward that he could feel the breeze of the as it accelerated past him. Officer Harward heard several gunshots, which he believed were fired by Officer Miller.

San Diego Regional

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Reporting Officer

GRANDE

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Continued From: San Diego Regional OTHER Harward Staleme Officer's Report Page Case Number 0402679 5 of Narrative Code Section And Description (one incident only) PC / 187*664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED Date Day of Week Time 03/11/2004 11:50 City NATIONAL CITY Location Of Incident (Or Address) District Beat 620 E, 24th St. (South Parking Lot) 240 Person(s) Involved: Victim Suspect (If Named) Ortiz, Richard Property Tag No.(s)

Officer Harward saw the continue westbound past him out of the west exit/entrance of the south parking lot and drive southbound on "F" Avenue. As the exited the south parking lot, Officer Harward saw that the was traveling at such an accelerated speed, that it nearly missed a parked vehicle at the west curb line of 2400 "F" Ave.

Officer Harward advised NCPD Dispatch that "Shots had been fired" and ran directly to his patrol vehicle which was parked at the southwest corner of E. 24th St. and "F" Avenue. Officer Harward lost sight of the sait continued southbound on "F" Avenue from E. 26th St.

Officer Harward got into his patrol vehicle and drove southbound on "F" Avenue. As he approached the intersection of E. 26th St. and "F" Avenue, Officer Harward could see smoke coming from the corner of E. 28th St. and "F" Avenue and saw that the was involved in a traffic collision, but was unsure if a vehicle or student was involved in the collision. Officer Harward arrived at the intersection of E. 28th St., "F" Avenue and saw the had collided with another vehicle in the intersection, and there were students from Sweetwater High School standing around the vehicles. Officer Harward checked the interior of the and saw that it was unoccupied.

Officer Harward saw a teacher from Sweetwater High School standing in the crowd, and he asked the teacher where the occupants of had gone. The teacher pointed to a male and female sitting on the south curb /line of 600 E. 28th St. next to the

Officer Harward immediately recognized the male as the right front passenger of the Officer Harward asked the female, "Were you in the car?" and the female responded, "Yes." Officer Harward heard several of the students in the crowd telling him, "The driver went that way, and the driver went that way".

Officer Harward saw that the students were pointing eastbound on E. 28th St. and advised Sergeant Tellez, who arrived at the scene. Officer Harward gave Sergeant Tellez a Public Safety Statement, and the description of the driver. Officer Harward was assigned to stay at his location, until detectives contacted him.

Reporting Officer	ID #	Division	Approved By	Date of Report	Time	
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Code Section And Description PC / 245C / ADW ON PEACE			Date 03/11/2004		Day of Week THU - THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 24th Street	95)			City NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim Suspect (if Named) Orliz, Richard							
Property Tag No.(s)							

DETECTIVE SUPPLEMENTAL REPORT

On Thursday, 03/11/2004, at about 1230 hours, I responded to the area of 28th Street and "F" Avenue to assist National City Police Detectives at the scene of an officer involved shooting.

On arrival, I saw a blue had collided with a beige color leader. I walked to the nearest supervisor, Sergeant Jose Tellez, who asked me to seal off public access to the intersection (scene of the traffic collision). Sergeant Tellez instructed me to string yellow crime-scene tape across the 2700 block of "F" Avenue approximately 100 feet north of the intersection. Sergeant Tellez then instructed me to stand by with Officers Dan Harward and Christopher Miller, who were involved in the shooting. I stood by with the officer Harward and officer Miller in the driveway of the north rear entrance to Sweetwater High School. Minutes later, Sergeant Triviz and I escorted Officer Harward and Officer Miller to the 2400 block of "F" Avenue, (south parking lot of 620 E. 24th Street) where Detective D, Grande was waiting to speak with the officers.

At 1252 hours, Sergeant Triviz and Detective Grande instructed me to transport Officer Harward and Officer Miller to the National City Police Department Investigations Division. Sergeant Triviz further instructed me to stay with them until relieved by Detective Grande. I arrived at NCPD at approximately 1258 hours, where I stood by with Officer Harward and Officer Miller until relieved by Detectives Grande and Remmers. This report was completed at 1933 hours on 03/11/2004.

End of report.

Reporting Officer IVAN PICAZO	ID #	Division	Approved By	Date of Report	Time
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	Officer's Report Narrative	t	}	Page 1 of δ	Case Nu 0402679	
Code Section And Description (1	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address 620 E 24TH ST.		- OGT TIMOUT	City NATIONA		District	Boat 240
Person(s) Involved: Victim HARWARD, DANIEL			10 111 111		<u> </u>	
Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s)						
	Detective follow-up			•		
police officers. I met with area looking for evidence 2400 block of F Ave. three evidence. I was later assignate recorded and videota	as dispatched to assist in the follow-up invest a Detective Grande in the 2400 block of F Ave. We checked the south parking lot of 620 E. bugh the 2700 block of F Ave. Refer to Detection to work with Detective Rounds to conducted the south ped. I later impounded these items at NCPD. (Victim)- The following is a synopsis of	re. and was bri 24 th St., Olive stive Gelskey's act interviews	efed the ewood I s report of with	ere. We then was series and the series of the reference the esses. All into	valked the shool and located erviews v	ne i the vere
exact narrative, refer to th	ne audio/video tapes.	•				
currently unemployed but friend, had a lot of	e is the owner of the that had been does landscaping/construction work. He want work in her yard and she needed them pulse a shed in her backyard. On 03-10-04, in National City. was driving	s told by a frie lled. kne picked up a f	nd nam ew gar friend n	ed, the the	at another contact	
"Richard" stole it. When address but is there quite him if he had found a raze for about four to six mont part."	the rear yard of the house and talked with an usuation, told that she was missing that she was missing to the country of the saw a male he recognized often because he is dating that who lives or, the also saw Richard was outside the real shearth has a gang name and believe that he had not seen his razor. He also told the stolen the razor as well.	a DVD player there. ear part of the less he has ties t	can can house.	does not up to has known because he	le named ot live at and ask wn Rich "dresses	t this ced ard the
came up to and ask began to demand items fro had separated f	alked up to Richard and told him that we was calling him a thief. com such as his wallet, was was from Richard, circled and stood behind while trying to keep an eye on Richard.	was standing telling	with R to give	ichard as wel Richard what	l, Richar he want	d then ed.
your money. If you don't a thin metal in his inner jack not a knife but it did have	ard said, "Hey I got this knife right here and give me what I want, then I'll take your stuff ket pocket. Thought he was about two to a sharpened tip. Richard reached into his jac to look at and Richard reached in	and I'll gut yo eet from Rich ket pocket and	ou." Ric ard. i grabbe	hard had a lar said it wa ed the shank l	rge piece s a shank out left it	of and in his

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ID# 371

Reporting Officer DNagle Approved By R. G. Triviz

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Date of Report 05/10/2004

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Location Of Incident (Or Addres		The Court of the C	00/(7/200-	City	***************************************	District	Beat
620 E 24TH ST. Person(s) Involved: Victim	20000000000000000000000000000000000000			NATIONAL	CHY		240
HARWARD, DANIEL	······································						
Suspect (If Named) ORTIZ, RICHARD							
Property Tag No.(s)			NAC THE RESERVE TO THE PARTY OF				

After Richard took not to worry because to the intimidation. After Richard took not to worry because houses up. After about 10 kaid this because alling the police. Richard still had not return at 24th St. and Highland A told Richard started to poff. She said she was goin in the 600 block of 24th St because he thought there repeause when he was talking was not all there." He hear complex, found a fraround.	not scared exactly to be cautious and Richard's prior condid not have any the keys from the Richard was not to 20 minutes, at his car. The head with the car so we. He then saw Ruther the window up g to stay with the car with the window up g	but was caution it possibly scared omments of stably money in his was aid he did not had conspired be more Richard drive his car and to give it buy a pack of ci and was getting car until the key look for some fivith Richard where did not seem es to start problement of the reported the individual stayed the night	as. He said also said he did also said he did bing him, seeing the shoullet but said if he did, o the gate and off the prist car. Said Restreet looked for his car of think Richard was go efore he arrived and waknew he was coming to go call the police. He car into the Arco gas so back. Richard had the garettes. Richard said he gready to drive off. Said was a were returned. Richardiends to assist him in gen he dropped the car or rational. Said had also cans, but has not seen Resource auto theft. Said he auto theft.	and Richard do not try to ank and the may have coperty by Richard was and discover. After and from the would reserve the coperty by a would reserve the coperty by the would reserve the coperty by the would reserve the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the coperty by the would reserve the would r	picked ard's actions a stop Richale fact was efact was ended in the car. In the car as to the apartical back. He mother people of the car. In the car as to the apartical back. He mother people of the car. In the car as to the apartical back. He mother people of the car. In the car as to the apartical back. He mother people of the car.	s would I ard from wa to Richard from from or three I to a paypon. He trick r to Richard ment come did this e thought ople that y fights. Dicycle to complex	have taking s and due told e of s. ight a hours, ohone ed to drove applex s this 'he At the o get on
ot. He saw an unknown mear was. The male said he ake it anywhere. The male	was inside with so	mebody.	told the passenger that				
Reporting Officer	ID#	Division	Approved By		Date of Repo	rt Time	

Continued From: CRIME	San Diego				
	Officer's Narra	-	Page 3 of	5 Case 1 04026	Number 179
Code Section And Description (PC / 187A*664 / ATTEMPTED I	one incident only) MURDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of W	eek Time 11:50	
Location Of Incident (Or Addres 620 E 24TH ST.	5)		City NATIONAL CITY	Distric	Beat 240
Person(s) Involved: Victim HARWARD, DANIEL Suspect (If Named) ORTIZ, RICHARD Property Tag No.(s)					
Richard was not going to to the 2400 block of F Avcome to him. Before the olot behind him. He said he and back into the south parameters and leave the keys and leave the Richard did not want to ta Richard because he believ want to give the car back. moved himself behind a parameter of the south parameters and leave the Richard because he believ want to give the car back.	be problems in getting his car back turn the car over willingly because he and saw two officers at the south/fficers got to the sidewalk where just made the report and had locate rking lot. The saw Richard walking out to his he car alone. Richard said, "No. I want and was not going to return the cate something was going to happen. Richard started the car, backed out our arked car because he did not want to hard would have hit him with the car	because of Richard's the had time to do that west corner of 24 th Standard, he yelled to do his car. Before the car and they made eye and to talk to you about the thought this because of the spot and acceled get hit by Richard.	bizarre behavior the previous night and F Ave. He them that his storofficers got up to be contact. It something." bike a couple of use it was obviourated directly at	the also belight. The the motioned to blen car was in the roll told Richard said he cars away from Richard dies Richard dies	lieved en rode them to in the ode off to knew
them. thought they	cers were in the lot as well. The office alid this because Richard was driving ty for them. Richard then drove out and F Ave.	g right at them.	saw that both of	fficers fired a	at
the other as bigger. He loca "When he tried to hit this of As soon as he starts to get pointed to the diagram and Richard was still driving to accelerated quickly toward out of the way by jumping was that the officers got in	h of the scene and described the located the smaller officer, Officer Millione, (pointing to Officer Miller) he go by him to go for the other guy, (Officer Harward wards Officer Harward even though sthe officers. Sestimated his spack, but Richard was still driving of the way of the car to stop it (to recorded out of the way and tried to stop	ler east of the bigger of the property of the property of the north side in the was off to the nopeed at about 30 mile directly at them at higover the stolen car) but the poer the stolen car)	officer, Harward that he was trying when I heard the defivewanth part of the drivers per hour. The speed.	ng to run me shots." said, mg to run me shots." said said riveway. Ricl officers tried said his impr	d that hard to get ression
at a high rate of speed and as Richard drove for Office him. This caused Richard t	kept driving high speed at Officer Material the car directly towards Officer Harward. State Said Officer Harward. State Said Officer Harward. Only heard two shots, maybe three.	cer Harward. Officer vard shot at the car as Richard did not have	Miller then fired Richard was dr to drive into the	d his gun at t iving directly e parking spo	he car y at ots to

Continued From CRIME	San Diego I Officer's I Narrat	Report	Page 4 of 5	Case Number 0402679
Code Section And Description (PC / 187A*664 / ATTEMPTED	ane incideni only) MURDER/DEGREE UNSPECIFIED	Dete 03/11/2004	Day of Week THU	Time 11:50
Location Of Incident (Or Addres 620 E 24TH ST.		Cit NA	Y ATIONAL CITY	District Beat 240
Person(s) Involved: Victim HARWARD, DANIEL				
Suspect (If Named) ORTIZ, RICHARD				
Property Tag No.(s)				
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officers. He said they could have given commands but he did not hear any. He heard Richard squealing the tires as he accelerated out of the parking lot.
On 03-18-04, I met with the part NCPD and clarified a few elements of his statement. I recorded this interview and later impounded the tapes at NCPD. I then drove him to the 2000 block of F Ave. He directed me to and told metallic stayed there with her boyfriend, and I then drove to the scene of the shooting and had him walk me through the scene. Showed me where Richard had parked the car, where he was standing and where the officers were standing.
said his car was parked in a parking stall, facing northbound. It was about three stalls west of the walkway that separated buildings 620 and 638. Said there was another car that was parked two cars west of his and this is where he stopped his bicycle. He said the first officer was two stalls west of his location. The second officer was one stall west of that. That left two remaining stalls to the west of the officers. He estimated the officers were 12 feet apart from each other.
On 03-17-04, I went to residence to set an appointment with him for a follow-up interview. At that time, he told me two females had been calling his cell phone and they said they were Richard's sister and mother. When they called they talked with his wife, they conversation lasted about five minutes. The females said they got phone number from somebody on the street. The females said they heard that had given his car to Richard to go get drugs. Said that was not true. She explained that Richard had pulled a knife on the females said they heard that was not true. She explained that Richard had pulled a knife on the females said they heard that was not true. The females but they called back. The said if he did not testify, they would pay for the damage to his car. The females also said they knew phone number and where he lived. The said the phone calls were upsetting but they were not scared.
On 03-18-04, I went to the Arco station at 24 th St. and Highland Ave. and met with the manager, and obtained the videotape from the night of March 10 th . I later viewed the video and impounded it at NCPD. The video showed car being driven westbound on 24 th St., past Highland Ave. At 1:34:07, the driver turned into the lot from 24 th St. and drove northbound along the front of the store and out of the camera's view. It did not
appear the car was driven out of the lot at that point. About one minute later, and a female come into view. and the female walked from the north part of the lot. This is the area where his car had been driven to and parked. At 1:35:13 walked into the store briefly and came right back out. At 1:35:31, came back in and purchased Camel Regulars. At that point, the female walked to the front of the store and car was driven, in a circle, around the lot and back to the front of the store. The driver again drove northbound in front of the store, stopped and the female got in the left/rear seat. The driver then drove adjacent to the front doors and stopped. was standing at the cash register and looked out to where his car was parked and completed the transaction. He then walked out of the

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Code Section And Description PC / 187A*864 / ATTEMPTED		Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E 24TH ST.	SS)		City NATION	IAL CITY	District	Beat 240
Person(s) Involved: Victim FIARWARD, DANIEL						
Suspect (If Named) ORTIZ, RICHARD						
Property Tag No.(s)						

store and up to the driver's window. He talked with the driver for a few seconds and the car was driven out of the lot from the east driveway. The ran southbound out of the lot.

At the completion of this report, I have not been able to locate and I have left messages at the residence but have not heard back from

Continued From San Diego Regional OTHER Officer's Report Detective Supp Page Case Number 0402679 1 of Narrative Code Section And Description (one incident only) Date Day of Week Time PC / 187'664 / ATTEMPTED MURDER/DEGREE UNSPECIFIED 03/11/2004 THÚ 11:50 City NATIONAL CITY Location Of incident (Or Address) District Beal 620 E. 24st St 240 Person(s) Involved: Victim Suspect (If Named) Property Tag No.(s)

Detective Supplemental

On March 11, 2004, at about 1150 hrs, I was called out to assist in the investigation of an Officer Involved Shooting that occurred in the area of 2400 "F" Ave. in National City. I responded to the scene and saw that the south parking lot of 600 E. 24th St. was cordoned off and that NCPD Officer A. Hernandez was guarding the perimeter.

Officer Hernandez told me that NCPD Officers Harward and Miller had fired their weapons at a dark
colored as a second as it attempted to run them over in the south parking lot of 620 E. 24th St. The
suspect(s) fled the south parking lot in the analysis and continued southbound on "F" Ave. As
the suspect(s) approached the intersection of E. 28th St. and "F" Ave., they were involved in a traffic
collision with another vehicle. The right front passenger of the little and the desired as
DOB: suffered gunshot wounds to his left leg and back area and had
been transported to UCSD Hospital by paramedics. The right rear passenger, identified as Maria
Urzua DOB: 12/24/60, was also transported to UCSD Hospital for medical evaluation due to the
traffic collision. NCPD Officer D. Kerr was assigned to stay with Urzua and at the hospital
until further investigation could be conducted.

I examined the area of the south parking lot and saw several expended casings lying on the pavement in the northwest portion of the parking lot. Based on the high level of pedestrian and vehicle traffic in the area, I assisted Officer Hernandez in securing the crime scene to prevent any contamination or destruction of physical evidence until the scene could be processed.

NCPD Dispatch advised the patrol units who were still searching for the Hispanic male driver of the dark blue who was described as a Hispanic male wearing a baby blue t-shirt and a dark colored beanie. The Hispanic male suspect was seen by witnesses running eastbound on E. 28th St. from the after the collision.

Detective J. Meeks and NCPD Evidence Technician A. Flores met me at the shooting scene located in the south parking lot of 620 E. 24th St. E.T. Flores and I entered the south parking lot and attempted to locate and mark the expended casings located in the parking lot. I found approximately (9) nine expended casings consisting of and caliber. The nine (9) expended casings were found and marked predominantly in the northwest quadrant of the south parking lot.

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Code Section And Description (one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Address 620 E 24st St		.1. 5.2.	City NATION	IAL CITY	District	Beat 240
Person(s) Involved: Victim						
Suspect (If Named) Property Tag No.(s)						

At about 1236 hrs, I was told that NCPD officers located and arrested a Hispanic male, identified as **Richard Ortiz** DOB: 10/21/81 in the west portion of the front yard at 631 E. 28th St. Ortiz was positively identified by Officer Harward and other witnesses at the scene as the driver of the dark blue

NCPD Officer M. Gonzales transported Richard Ortiz to the National City Police Department where he was detained and processed until detectives could speak with him.

At about 1330 hrs, Officers Harward and Miller were brought back to the area of 620 E. 24th St. to give detectives information on the course and direction of fire. Detectives were then briefed by NCPD Sergeant M. Harlan regarding the circumstances of the incident.

Sergeant Harlan told us that on March 10, 2004, at about 2330 hrs, the owner of the dark blue

Ca. Lic. #	was the victim of a carjacking that occurred in the 900 block of
E. 28th St. in National City. The owner	r of the vehicle, reported the carjacking to police on
March 11, 2004, at about 0930 hrs. NC	CPD Officer S. Shanahan took the report. told Officer
Shanahan that he knew the suspect that	t had robbed him of his vehicle and knew his name to be
	m that he believed "Richard" possibly lived in the area of the
apartment complex in the 600 block of	FE. 24 th St. in National City.
0.06.1.11.00041.11001	NODE Dating on the Office of Comments and Advance(2)
	NCPD Police Service Officer S. Carranza contacted three (3)
	, which was parked in the west alley of 1900 Wilson Ave.
Officer Carranza ran the license plate t	to the but the vehicle had not been entered into
the Stolen Vehicle System (SVS) as a r	reported stolen.

At about 1145 hrs, Officer Harward advised NCPD Dispatch that he had located the parked in the south parking lot of 620 E 24th St. and that he was going to make contact with the assistance of NCPD Officer Miller.

After the briefing, I was assigned as the Case Agent in the investigation and assignments were given. NCPD Detective Picazo transported Officers Harward and Miller out of the area and to the National City Police Department in an unmarked Detective vehicle.

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Detective K. Gelskey and E. T. Flores were assigned to process the shooting scene at 620 E. 24th St. Detective J. Meeks and Crime Scene Specialists A. Chavez were assigned to process the scene at the intersection of E. 28th St. and "F" Ave. NCPD Traffic Officer D. Geidel was assigned to conduct the traffic collision investigation.

At about 1330 hrs, several detectives assisted me in conducting a line grid search of the south parking lot for additional physical evidence, and property damage from the fired projectiles. Detectives did not find any additional expended casings in the area or damage to the south wall of the apartment complex or vehicles parked in the southeast portion of the parking lot. Detectives additionally checked the west wall of the business, **Skate San Diego**, located in the 700 block of E. 24th St., which is adjacent to the south parking lot.

At about 1345 hrs, several detectives assisted me in conducting a line grid search of the north parking lot of Olivewood Elementary School and the north classroom buildings adjacent to the parking lot for physical evidence and property damage. Several possible locations believed to be impact marks from the fired projectiles were located by detectives and were further examined and processed by Detective Gelskey.

At about 1405 hrs, several detectives assisted me in conducting a line grid search along the east and west curb lines of "F" Ave. from the 2500 block of "F" Ave. to the traffic collision site at the intersection of E. 28th St. and "F" Ave. No physical evidence was found during the search.

I met with Detective Meeks and CSS Chavez, who was processing the dark blue the immediate area where Ortiz was discovered hiding by officers. I examined the exterior of the and saw that there was major front-end damage consistent with a traffic collision. I saw two (2) projectile impact marks located at the lower right portion of the front hood area of the I saw another projectile impact mark in the lower portion of the middle of the front windshield. The distance and direction of the impact trajectory appeared to travel from right to left and consistent with a weapon fired from a close distance and from the front area of the vehicle.

I also saw there were two (2) projectile impact marks on the right side of the dark blue which were located in the area of the right rear passenger window. It appeared one of the projectiles

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Location Of Incident (Or Addres 620 E. 24sl St	s)		City NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim		***				
Suspect (If Named)						
Property Tag No (s)						

had continued through the right front passenger window and entered the right front passenger seat headrest. The other projectile impact mark was at the outer edge of the right rear passenger door. I found one projectile impact mark at the upper frame of the left front passenger door adjacent to the roof area of the vehicle.

After examining the vehicle, several detectives assisted me in conducting a neighborhood canvas in an attempt to locate possible witnesses to the incident. During the canvas, I spoke to the resident at Ave. in National City. The resident identified as following:

Statement

(W) heard several shots while sitting inside his residence. The looked outside, saw a dark blue vehicle leaving the south parking lot of 620 E. 24th St. at a high rate of speed, and saw two police officers looking toward the saw that a high rate of speed, and saw two polices looking toward the saw that a high rate of speed, and saw two polices of speed, and saw two polices of speed.

After conducting the neighborhood canvas, Detective Remmers and I went to NCPD to interview Officer Harward and Officer Miller. At NCPD, I met Officer Harward and Officer Miller's Legal Defense Fund Attorney, Julie Buechler. Attorney Buechler told me that she was going to allow the officers to give a voluntary statement to detectives.

On March 11, 2004, at about 1700 hrs, Detective Remmers and I interviewed Officer Miller at NCPD in the Investigations Division in Interview Room #B. Attorney Buechler was present. The interview was captured on audio and videotape. The tapes were later impounded into NCPD evidence. (See Detective Remmers supplemental for Officer Miller's statement).

After the interview, Officer Miller was processed by E.T. Flores and I. Officer Miller's uniform and equipment were taken to be processed by NCPD Evidence Technicians for gunshot residue (GSR) samples for processing.

On March 11, 2004, at about 1845 hrs, Detective Remmers and I interviewed Officer Harward at NCPD in the Investigations Division in Interview Room #B. Attorney Buechler was present during the

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interview, which was caught on audio and video tape. The audio and videotapes were impounded into evidence. (See attached report for Officer Harward's statement).

Following the interview, E.T. Flores and I processed Officer Harward and his uniform and equipment were taken for processing by NCPD Evidence Technician(s).

On March 11, 2004, at about 2035 hrs, Richard Ortiz was interviewed by Detective Remmers and I at NCPD Investigations Division, Interview room #A. Ortiz's interview was captured on audio and videotape. Before asking him any questions, I advised Ortiz of his Miranda Rights, per NCPD form PD-210. Ortiz invoked his Miranda Rights and replied, "I'd rather call a lawyer. I'm sorry, I was always taught to call a lawyer." Due to Ortiz invoking his rights, the interview was terminated at about 2038 hrs.

While obtaining personal information from Ortiz, I saw that he had an "Iris Ave." tattoo on his right wrist. I asked Ortiz if he was a member of any street gang. Ortiz told me that he associated with the "Iris Ave." street gang in the past, but is not currently active within the gang. He further explained that "Iris Ave." was formally called "FCW" or the "Four Corners of the World" street gang and that he used the moniker of "Joker." I know from my experience and training in working with street gangs that the "FCW" street gang was very active in the early 1990's and were involved in serious street gang violence throughout San Diego County.

Ortiz also showed detectives other tattoos on his body that consisted of "FCW", "San Diego", and "Sur" in the area of his right arm and chest area. During the interview, Ortiz complained of pain to his right arm and head area. Due to his complaints, Ortiz was transported to Paradise Valley Hospital by NCPD Officer M. Harris # 417 for medical evaluation and treatment before being transported to County Jail.

On March 12, 2004, I conducted a record check and criminal history for Richard Ortiz DOB: 10/12/81 and found that he was on three years formal probation for Auto Theft and had special street gang conditions. Richard Ortiz also gave his place of residence as in National City. I was unable to find any street gang documentation on Ortiz as a street gang member, and contacted San Diego Police Department Street Gang Detective David Soliven, who is responsible for the monitoring and investigating gang related incidents in the Southern area of San Diego. Detective Soliven

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confirmed that "Iris Ave." was the former "FCW" street gang and that he had recent information that Richard Ortiz was still active within the street gang and involved in criminal activity. Detective Soliven told me that he was in the process of documenting the "Iris Ave." street gang based on their recent violent criminal gang related activity. Detective Soliven told me that he was also in the process of documenting Richard Ortiz as an "Iris Ave." street gang member based on the information that he had received.

I then conducted a record check and criminal history for Maria Urzua DOB: 12/24/60. Urzua had an extensive criminal history and was on two (2) active orders of probation.

I then conducted a record check and criminal history for had no local or state criminal history.

On March 12, 2004, at about 1130 hrs, Detective Remmers and I conducted a "walk-through" of the shooting scene with Officer D. Harward and Officer C. Miller. Present during the "walk-through" were the officer's attorney, Julie Buechler, San Diego County District Attorneys Investigators B. Henry and V. Giaime, and other detectives who assisted me with crime scene protection during the "walk through". The "walk through" was video taped by Detective Remmers. During the "walk-through", I asked Officer Harward and Officer Miller to attempt to point out their exact location and the location and position of the suspect vehicle during the sequence of events leading up to and during the shooting.

During the "walk through" of the area, detectives were contacted by the apartment complex told detectives that she was sitting in her vehicle, which was parked in the south parking lot of 620 E. 24th St. at the time of the incident. Detectives asked to show her location and the locations of the officers and the suspect vehicle during the incident. The locations were marked and depicted by Detective Gelskey through photographs and measurements. (Refer to diagram by Detective Gelskey).

On March 12, 2004, at about 1510 hrs, I interviewed National City Police Service Officer S. Carranza #6203, at NCPD inside the Investigations Division. PSO Carranza's statement was captured on audio and videotape. (Refer to attached report for Carranza's statement).

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Code Section And Description (PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 24st St	8)		Cily NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim			*******			
Suspect (If Named)						
Properly Tag No.(s)						

After the interview, I sh position #5. I advised P photo line-up. PSO Car which she had co I had PSO Carranza circ videotape of her intervi-	SO Carranza of ranza immediat ntacted in the v cle and initial R	the NCPD pely identified west alley of ichard Ortiz	photo line-up admonid Richard Ortiz as the 1900 Wilson Ave a for sphoto. The photo l	shment and showed e driver of the blue ew hours before the	d her the shooting.
Based on the fact that R taken from the victim, a listed residence at probation.	nd his associat	ion with a lo	cal violent street gan	g, detectives went t	o Ortiz's
On March 12, 2004, at a knocked on the front do I expla Ortiz and that he had list belligerent toward other residence and which becanswer my question.	or and was met ined to Ortiz th ted the address detectives and	by a Hispan at I was inve with probati I. I asked	ic female identifying stigating an incident on as his residence. if Rich	therself as involving her brother because	ner, Richard ame very g at the
picked the phone that she address handed me the phone. The mother of Richard Control of R	essed as "mom" he female on th	. I asked		d speak to her moth	
I explained to asked her if he lived at t			ting the incident involves was very cooperative		
Statement					
(w) told eight (8) months due to		•	Ortiz has not lived at abilitation center bec		
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Gode Section And Description PC / 187*664 / ATTEMPTED M	one incident only) URDER/DEGREE UNSPECIFIED	Dale 03/11/2004		Day of Week THU	Time 11:50	
Location Of Incident (Or Addres 620 E. 24st St			City NATION	AL CITY	District	Beat 240
Person(s) Involved: Victim						
Suspect (If Named)						
Property Tag No.(s)						

lid not know the address or phone number for lived at a house on E. 30th St. in National City. On Wednesday, March 10, 2004, at about 2100 hrs, Richard Ortiz came to Ortiz' residence and asked for a ride to residence. This was the last time that Ortiz had seen her son. On March 12, 2004, Detective Remmers went to UCSD Medical Center in an attempt to photograph injuries and speak with him about the incident. Was sedated and was incoherent. Between March 13, 2004 and March 15, 2004, I had made several phone calls to UCSD Medical Center regarding condition. I was told that was heavily sedated due to the extent of his injuries and was unable to speak with anyone. On March 16, 2004 at about 0900 hrs, I called UCSD Medical Center and spoke to Nurse was awake and coherent. On March 16, 2004, at about 1035 hrs, I arrived at UCSD Medical Center and attempted to speak with who was in room to Initially, the medical staff would not allow me to speak with without consent from the hospital administration. After explaining the circumstances to the medical staff, I entered the room and briefly spoke with was a wake and coherent. He was lying in his hospital bed and I saw a Hispanic female, who I immediately recognized as Maria Urzua, sitting in a chair next to the bed. I identified myself to and told him that I needed to speak with him about the incident. It is that he was not under arrest and based on my investigation so far, that he was a witness to the incident, and did not need an attorney. I also explained to that the without a statement from him, it	
On March 12, 2004, Detective Remmers went to UCSD Medical Center in an attempt to photograph injuries and speak with him about the incident. Was sedated and was incoherent. Between March 13, 2004 and March 15, 2004, I had made several phone calls to UCSD Medical Center regarding Condition. I was told that was heavily sedated due to the extent of his injuries and was unable to speak with anyone. On March 16, 2004 at about 0900 hrs, I called UCSD Medical Center and spoke to Nurse Nurse told me that was still medicated due to his injuries, but was awake and coherent. On March 16, 2004, at about 1035 hrs, I arrived at UCSD Medical Center and attempted to speak with who was in room to Initially, the medical staff would not allow me to speak with without consent from the hospital administration. After explaining the circumstances to the medical staff, I entered the room and briefly spoke with As I entered the room, I saw that was awake and coherent. He was lying in his hospital bed and I saw a Hispanic female, who I immediately recognized as Maria Urzua, sitting in a chair next to the bed. I identified myself to and told him that I needed to speak with him about the incident. It is that he was not under arrest and based on my investigation so far, that he was a witness to the incident, and did not need an attorney. I also explained to	rehabilitation center about one month ago, he has been living with his wife,
injuries and speak with him about the incident. was sedated and was incoherent. Between March 13, 2004 and March 15, 2004, I had made several phone calls to UCSD Medical Center regarding condition. I was told that was theavily sedated due to the extent of his injuries and was unable to speak with anyone. On March 16, 2004 at about 0900 hrs, I called UCSD Medical Center and spoke to Nurse was awake and coherent. On March 16, 2004, at about 1035 hrs, I arrived at UCSD Medical Center and attempted to speak with without consent from the hospital administration. After explaining the circumstances to the medical staff, I entered the room and briefly spoke with As I entered the room, I saw that was awake and coherent. He was lying in his hospital bed and I saw a Hispanic female, who I immediately recognized as Maria Urzua, sitting in a chair next to the bed. I identified myself to and told him that I needed to speak with him about the incident. It is that he was not under arrest and based on my investigation so far, that he was a witness to the incident, and did not need an attorney. I also explained to that without a statement from him, it	011 (1001100001), 111011011111111111111111111
Nurse told me that was still medicated due to his injuries, but was awake and coherent. On March 16, 2004, at about 1035 hrs, I arrived at UCSD Medical Center and attempted to speak with who was in room # Initially, the medical staff would not allow me to speak with without consent from the hospital administration. After explaining the circumstances to the medical staff, I entered the room and briefly spoke with As I entered the room, I saw that was awake and coherent. He was lying in his hospital bed and I saw a Hispanic female, who I immediately recognized as Maria Urzua, sitting in a chair next to the bed. I identified myself to and told him that I needed to speak with him about the incident. It is told me that he was told by his father not to speak with me without a lawyer present. I explained to that he was not under arrest and based on my investigation so far, that he was a witness to the incident, and did not need an attorney. I also explained to that without a statement from him, it	incoherent. Between March 13, 2004 and March 15, 2004, I had made several phone calls to UCSD
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	I identified myself to and told him that I needed to speak with him about the incident. told me that he was told by his father not to speak with me without a lawyer present. I explained to that he was not under arrest and based on my investigation so far, that he was a witness to the incident, and did not need an attorney. I also explained to that without a statement from him, it would be difficult to determine his participation in the incident.

Continued From: OTHER Detective Supp	San Diego Regional Officer's Report Narrative		Page 9 of 10	Case Ni 0402679	
Code Section And Description (one incident only) URDER/DEGREE UNSPECIFIED	Date 03/11/2004	Day of Week	Time 11:50	
Location Of Incident (Or Address 620 E. 24st St			City NATIONAL CITY	District	Beat 240
Person(s) Involved: Victim					
Suspect (If Named)					
Property Tag No.(s)					

was adamant that he wanted a lawyer present, and would not give me a statement. I told that if he changed his mind, to please give me a call and I would return.
After speaking with a line of the spoke to Nurse Supervisor, I asked for an update on injuries and status. Explained that per UCSD Medical Center policy, he was unable to release any information regarding condition or injuries.
On March 29, 2004 was arrested by the National City Police Department for a Domestic Violence incident that occurred in National City. had been identified as a possible suspect along with Richard Ortiz involving the robbery and theft of blue on March 10, 2004. was brought to the Investigations Division, where Detective Remmers and I interviewed him in regarding to his participation in the March 10, 2004 incident. was interviewed on audio and videotape, which was later impounded into NCPD evidence.
After the completion of the interview, it was determined that there was insufficient evidence to show that was an active participant in the robbery/auto theft and he was not charged. Was transported to county jail for the domestic violence charge. (Refer to Detective Statement)

IMPOUNDED EVIDENCE

Tag#	Descrip	tion					
20728	(1) Videotape (1) Audiotape of the sinterview.						
20729	(1) Videotape (1) Audiotape of Ortiz, R interview.						
20730	(1) Videotape (1) Audiotape of Harward, D interview.						
20731	(1) Videotape (1) Audiotape of Miller, C interview.						
Reporting Officer GRANDE	ID# 249	Division INV	Approved By R. G. Triviz	Date of Report 06/11/2004	Time 13:43		

Continued From: OTHER Detective Supp	San Diego Regional Officer's Report Narrative			Page 10 of	10	Case Nu 0402679	
Code Section And Description (one incident only)			Day of V	Veek	Time		
	MURDER/DEGRÉE UNSPECIFIED 03/11/2004			THU		11:50	
Location Of Incident (Or Address)					District	Beat	
620 E. 24st St			NATIONA	AL CITY			240
Person(s) Involved: Victim				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			
Suspect (If Named)				***************************************		······	
Property Tag No.(s)							·
							1

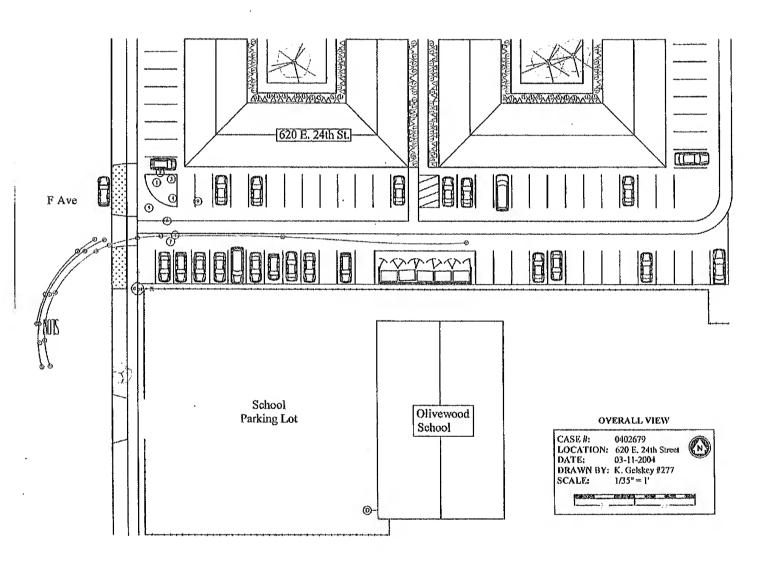
20732	(1) Videotape (1) Audiotape of	interview (I)
20733	(1) Videotape (1) Audiotape of	interview (II)
20734	(1) 8mm videotape of OIS crime scene wa	ılkthrough.
20735	(1) CD of photos of	injuries.

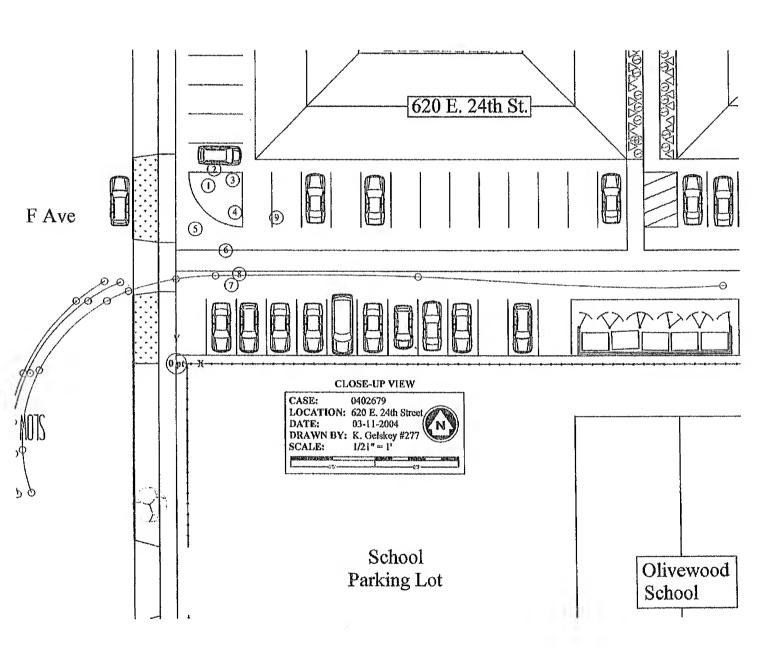
National City Police Department 1200 National City Boulevard National City, CA. 91950 Phone: (619) 336-4400

Case #		,
	D4026	19

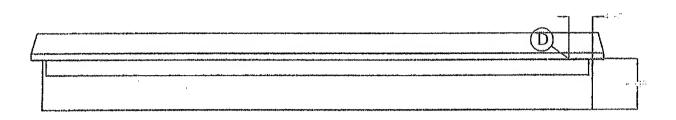
PHOTO LINEUP

On (Date)	D4.29-64 At (Hours):
At (Locat	ion): NCPA
Victim/W	itness:
	was read the following statement and then allowed to view the photo lineup:
	I am going to show you a group of photographs. This group of photographs may or may not contain a picture of the person who committed the crime now being investigated. The fact that these pictures are being shown to you should not cause you to believe or guess that the guilty person has been caught. Please keep in mind that hairstyles, beards and mustaches are easily changed. Also, pictures do not always depict the true complexion of a person.
	Please look through the pictures and study the person in each. When you have completed viewing all the pictures, tell me whether or not you can make an identification.
	Identified Photo # Could NOT Identify
Commen	ts:
	HE LOOKS LIKE THE GUY IN # 1.
!	
Lineup	Presented By: Cordeno. E # 3310
PD A60 Rev	





620 E. 24th St. F Ave E F GШ WITNESS CASE: 0402679 LOCATION: 620 E. 24th Street DATE: 03-11-2004 DRAWN BY: K. Gelskey #277 SCALE: 1/21" = 1' MOTS School Parking Lot Olivewood School



CASE:

0402679

LOCATION: 620 E. 24th Street

DATE:

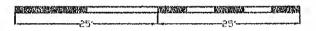
03-11-2004

DRAWN BY: K. Gelskey #277

SCALE:

 $1/16^{\circ} = 1^{\circ}$





Code Section and Description: 664-187 PC (O.I.S)					Case Number: 0402679
Location: 620 E 24 th St. (South Parking lot)		Date: 03/11/04		/04	
Victim: Officer Harward, D & Officer Miller, C		Suspect: (S) Urzua, Maria, (S) (S)Ortiz, Richard			
Evidence Tag Numbers: 10020175 — 10020186, 10020244			Disposition of B	vidence;	
Reporting Officer; Flores #4654	Officer's Report Con Process Off				

Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Miller, Chris.

I took overall photos of Officer Miller and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt and boots.

I also photographed the vehicle Off. Miller was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

Evidence List

Property Tag	<u>Description</u>
10020175	(1) pistol cal Ser#
I0020176	(1) bullet removed from chamber
10020177	(1) magazine w/ bullets removed from weapon
10020178	(1) magazine w/ bullets removed from Off. Millers duty belt
10020179	(1) magazine w/ bullets removed from Off. Millers duty belt
10020180	fingernail scrapings
10020181	(1) Gunshot Residue kit from Off. Miller
10020182	(1) Gunshot Residue kit from Off. Millers uniform
I0020183	(1) Gunshot Residue kit from Off. Millers gun belt & boots
10020184	(1) uniform shirt
10020185	(1) uniform pants
10020186	(4) rolls of 35mm film
10020244	(1) Gunshot Residue kit from Unit 370
End of Report.	

Code Section and Description: 664-187 PC				1.31	Case Number: 0402679
Location: 620 E 24 th St. (South Parking lot)				Date: 03/11	/04
Victim: Officer Harward, D & Officer Miller, C		Suspect: (S) Urzua, M (S)Ortiz,Rick	. , ,		
Byidence Tag Numbers: I0020187 — I0020199, I0020243			Disposition of Evi	idence:	
Reporting Officer: Flores #4654	Officer's Report Con Process Of	corning; ficer Harward			

Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Harward, Dan.

I took overall photos of Officer Harward and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt, and boots.

I also photographed the vehicle Off. Harward was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

Evidence List

<u>Description</u>
(1) bullet 'Employed from chamber (1) magazine w/ bullets removed from weapon (1) magazine w/ bullets removed from Off. Harward duty belt (1) magazine w/ bullets removed from Off. Harward duty belt (1) magazine w/ bullets removed from Off. Harward duty belt (1) magazine w/ bullets removed from Off. Harward duty belt fingernail scraping (1) Gunshot Residue kit from Off. Harward
 Gunshot Residue kit from Off, Harward gun belt & boots Gunshot Residue kit from Off, Harward uniform
(1) uniform shirt
(1) uniform pants
(4) rolls of 35mm film
(1) Gunshot Residue kit from Unit 437

Code Section and Description: 664-187 PC				-	Case Number: 0402679
Location: 620 E 24 th St. (South Parking lot)			,	Date: 03/11	/04
Victim: Officer Harward, D & Officer Miller, C		Suspect: (S) Urzua (S)Ortiz,]	a, Maria, (S)		 ,
Bvidence Tag Numbers: I0020165 — I0020174			Disposition of H	lvidence:	
Reporting Officer: Flores #4654	Officer's Report Concernit	ıg:		, planting to the house	

Evidence Supplemental

On March 11, 2004, I was assigned to assist Detective Gelskey to process the crime scene located on 621 E 24th St.

I took photographs of the crime scene and collected all the evidence. (refer to my evidence list below).

Evidence List

Property Tag	<u>Description</u>	
I0020165	(1) casing (cal (mark)
10020166	(1) casing (cal (
I0020167	(1) casing (cal (
10020168	(1) casing (cal (
10020169	(1) casing (cal (
10020170	(1) casing (1	cal
10020171	(1) casing (auto)
10020172	(1) casing (auto)
10020173	(1) casing (1	cal (Cal
10020174	(3) roll of 35mm fi	lm of crime scene

Code Section and Description: 664-187 PC					Case Number; 0402679
Location: 620 E 24 th St. (South Parking lot)		Date: 03/11/04		/04	
Victim: Officer Harward, D & Officer Miller, C		Suspect: (S) Urzua, (S)Ortiz,R	Maria, (S)		
Evidence Tag Numbers: I0020187 — I0020199			Disposition of Evid	lence;	
Reporting Officer: Officer's Report Concerning: Flores #4654 Process Officer Harwa					

Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Harward, Dan.

I took overall photos of Officer Harward and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt, and boots.

I also photographed the vehicle Off. Harward was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

Evidence List

Property Tag	<u>Description</u>
I0020187 I0020188 I0020189 I0020190 I0020191 I0020192 I0020193 I0020194 I0020195 I0020196 I0020197 I0020198	(1) bullet auto Ser# (1) bullet bullets removed from chamber (1) magazine w/ bullets removed from Off, Harward duty belt (1) magazine w/ bullets removed from Off. Harward duty belt (1) magazine w/ bullets removed from Off. Harward duty belt (1) magazine w/ bullets removed from Off. Harward duty belt fingernail scraping (1) Gunshot Residue kit from Off. Harward gun belt & boots (1) Gunshot Residue kit from Off. Harward uniform (1) uniform shirt (1) uniform pants
10020199	(4) rolls of 35mm film

Code Section and Description: 664-187 PC (O.I.S)					Case Number: 0402679
Location: 620 E 24 th St. (South I	Parking lot)			Date: 03/11	/04
Victim: Officer Harward, D & Officer Miller, C		Suspect: (S) Urzua (S)Ortiz,F	, Maria, (S)		
Byidence Tag Numbers: I0020175 — I0020186		1)	Disposition of B	evidence:	
Reporting Officer: Flores #4654	Officer's Report Con Process Of	cerning: ficer Miller			

Evidence Supplemental

On March 11, 2004, I was assigned by Detective Grande to process Officer Miller, Chris.

I took overall photos of Officer Miller and collected his uniform and equipment belt, and weapon.

I also did fingernail scarping and did a Gunshot residue kit on the officers hands, uniform, belt and boots.

I also photographed the vehicle Off. Miller was driving, and did a Gunshot residue kit on the exterior and interior drivers door.

Upon completion of my assignment, I impounded all the evidence into the Property and Evidence Unit.

Evidence List

Property Tag	Description
10020175	(1) pistol cal Ser#
I0020176	· (1) bullet 'free 'removed from chamber
10020177	(1) magazine w/ bullets removed from weapon
I0020178	(1) magazine w/ bullets removed from Off. Millers duty belt
10020179	(1) magazine w/ bullets removed from Off. Millers duty belt
10020180	fingernail scrapings
10020181	(1) Gunshot Residue kit from Off. Miller
10020182	(1) Gunshot Residue kit from Off. Millers uniform
I0020183	(1) Gunshot Residue kit from Off. Millers gun belt & boots
I0020184	(1) uniform shirt
I0020185	(1) uniform pants
10020186	(4) rolls of 35mm film

LABORATORY REQUEST FORM San Diego Sheriff's Department

SDSD CASE# 04001391T

AN INCIDENT REPORT MUST ACCOMPANY THIS FORM FOR TRACE AN	D DNA CASES
PRIORITY: (CHECK ALL THAY APPLY, FILL IN COURT DATE) 1. O I S 2. HOMICIDE 3. IMPENDING ARREST/RELEASE	4. COURT DATE SET FOR:
5. JUVENILE CASE 6. ROUTINE	
051404 031104 075 NOOD 0402679	ER/OUTSIDE AGENCY CASE #
INCIDENT LOCATION E. 28 TO ST	
	36-4471
E-MAIL FAX 3340 - H-101 MAILS	TOP
HAS OTHER EVIDENCE BEEN PREVIOUSLY SUBMITTED ON THIS CASE? Y N	RELATED CASE # (IF ANY)
PEORISEARRISATED WITH THE LISTED PROPERTY	
OFFICER MILLER	
S FACE SEX DOB	AGE
NAME (LAST, FIRST, MIDDLE) NEELCER HTARWARD	
S RACE SEX DOB	AGE
V NAME (LAST, FIRST, MIDDLE) RICHARD	
3 RACE 1 SEX 1008 10 (23)	AGE
Item# SDSD Bar Code# Item Description	Returned to P/E
Victint Suspect I	
Victim	THE PERSON NAMED IN THE PE
Suspect I Victim	
Suspect I Victim	
Suspect I	
Victin Suspace I	
Victim . Suspect I	
Victim	
Suspect I Victim at	
Suspect 1	
EXAMINATIONS REQUESTED :	
Trajectory done to impossible VEH out NC Cage. It Person Sent to perform assignment Lance Martini. & Tech Marie Durane	PD underground
cage. It Person sent to perform assignment	was V
any avestion Contact APRIL Flores (69)336	

NATIONAL CITY POLICE DEPARTMENT CRIME LAB WORK REQUEST

DATE: 051404	PERSON REQUESTING: Flore	S / DET. GELSKE
CASE # 174026		
TEMS SUBMITTED:	NEED TRAJECTURY DONE ON	VEH. AT
WORK REQUESTED:		
PES	LAB PERSONNEL ONLY PROCESSING DATE:	hazari
CADET		
PROCESS USED/RESU	ILTS:	and works the contraction with a secure of the property of the property of the contraction of the contractio
DISPOSITION OF E	VIDENCE:	ngaura disa shiyabahkudunuquhundunudunudunudunda

May. 14 2004 11:48AM

<u>NO.</u>	OTHER FACSIMILE	START TIME	USAGE I	IME MODE	PAGES	RESULT
Ø1	8584674650	May. 14 11:46AM	02'15	SND	03	ak

TO TURN OFF REPORT, PRESS MENU #04 SET. THEN SELECT OFF BY USING JOG-DIAL.

IF YOU HAVE A PROBLEM WITH YOUR FAX MACHINE, CALL TOLL-FREE 1-800-HELP-FAX (1-800-435-7329).

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

NCPD CASE # 04 02614		DATE 03/604
OFFICER'S NAME / ID# DET. GRAND	6	and the same of th
EVIDENCE SAFEKEEPING PROPERTY RECEIVED FROM:	FOUND CONTRACTOR OF THE PROPERTY OF THE PROPER	HELD PER 8102 W&I (5150 W&I) SEARCH WARRANT
LAST NAME FIRST	MIDDLE	PHONE NUMBER
OWNER OF PROPERTY: LAST NAME FIRST FYCER HARWARD MAILING ADDRESS:	MIDDLE	PHONE NUMBER () T PHONE NUMBER
STREET#		
D C C C C C C C C C C C C C C C C C C C	CAL 1 III.	aran data da asant para da sanara ana aran aran aran aran aran da sanara da haran da sanara da da da da da da d
CITY: STATE:	ZIP CODE	er
DESCRIPTION OF PROPERTY:	and the second control of the second	
TAG# DESCRIPTION (BRAND, MODEL,	COLOR, ETG.)	SERIAL#
Equipment belt		
Backs		
DADOC & Manac	(Q a) a	to the supposition requires the many supposition of the supposition of
BACGE 4 Name	Mate	
WHEN FOUND PROPERTY IS HELD BY A LAW ENF FOLLOWING STATEMENT TO BE SIGNED BY THE ITEMS WERE FOUND, THAT ALL ITEMS HAVE BEE SIGNATURE OF FINDER:	INDER: LDECLARE UNDER PENALTY	OF PERJURY THAT THE ABOVE LISTED
ACKNOWLEDGMENT (MUST BE SIGNED	BY PERSON IN POSSESSION C	F PROPERTY)
THIS FORM CONSTITUTES NOTIFICATION OF YOU		
OF RESPONSIBILITY, BUT INDICATES THAT YOU F		ICE. PLEASE REVIEW THE BACK OF
THIS SHEET FOR AN EXPLANATION OF YOUR RIG	11.5.	
SIGNATURE:		
RELEASE FORM: (OFFICER: DO NOT SIG	N UNLESS AUTHORIZING RELEASEI)	n namunkkonnoverka kom namesten ser verske reskonski koko koko kom ove ekon mentotti stramentennom in destrikte
I CERTIFY UNDER PENALTY OF PERJURY THAT I PROPERTY. I HAVE TAKEN POSSESSION OF THE	DESCRIBED PROPERTY.	OF THE ABOVE DESCRIBED
OFFICER'S SIGNATURE / ID # AUTHORIZING RELE	ASEPER LET Grande	DATE 181504
	peases	DATE 3 16 84
IDENTIFICATION TYPE / NUMBER		ghtsjuntalisteten om en en en en en en en en en en en en en
MUST CALL TO MAP	E AN APPOINT	MENT 336-4447



San Diego Sheriff's Department CRIME LABORATORY

5255 Mt. Etna Or. San Diego, CA 92117 (858) 467-4600



LABORATORY SERVICE REPORT

TN6# X0020240

REQUESTED BY:

GRANDE #249

NATIONAL CITY POLICE DEPARTMENT

UDBO#;

04001391-T 0402679

AGENCY/DIVISION: SUSPECT (S):

RICHARD ORTIZ

CRIME: OIS

VICTIM (s):

OFFICERS HARWARD AND MILLER

CRIFE DATE:

03/12/2004

SERVICE REQUESTED:

Print Comparison

EVIDENCE SUBMITTED:

Item #1 - Six (6) latent print cards lifted by Flores #4654

RESULTS:

Richard Ortiz, DOB: 10/12/81, was identified.



FINDINGS:

As requested, the known prints of Richard Ortiz were obtained from Sheriff's Records Distant and compared to the submitted latent prints. The following results were made:

Card 1 of 6, lifted from "Exterior driver door," two (2) usable latent prints were not accutified.

Card 2 of 6, lifted from "interior rear view mirror," six (6) latent prints were identified to the right thumb of Ortez.

Card 3 of 6, lifted from "interior rear view mirror," eight (8) latent p ints were identified to the right thumb and

one (1) latent print was identified to the left thumb of Ortiz.

Card 4 of 6, lifted from "exterior driver door," the usable latent print was not identified

Card 5 of 6, lifted from "exterior driver door." no usable latent print was noted.

Card 6 of 6, lifted from "exterior passenger front door," no usable la ent print was note.

Small areas of ridge detail are also noted, however, remain unexamined. If a complete asseximination becomes necessary or additional suspects are developed, please resubmit with major case prints and a Lab Service Request.

04901391912 Jac 04901391912 Jac 4257294 Page 1 22

har har har har har har vertile a though 13 har har y 1 that has he has the first	1000	41 41		
PROPERTY/EVIDENCE FORM San Diego Sheriff's Department	HUCHM	4/14/84 OF	CASE	-1501391T
SEIZUREDATE INCIDENT TYP	(a) P	JUD BILLING COTE 10:15)	JUVENILE CASE?
CRIMEDATE: INCIDENT LOC	3日、285世) E / CASE NUMBER
-FIORES 4654	ASSIGNED DETECTIVE ID	240 STATIONUNITY	MAII S	OP DETECTIVES PHONE HUMBER
PERSON SUBMICING, OTHER THANIDER ARTMEN	ON POLICE OF THE PROPERTY OF T	OUTSIDE AGENCYONS III	PHENE	32/0-4447
HAS OTHER EVIDENCE BEEN F	REVIOUSLY SUBMITTED (7.	N W	N DATE NEEDED
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EVIDENCE: INFORMATION SECTION LAB BERVICE? ITEM PESCRIPTION (Q) CUCK	A . A .		QUANTITY	
MARKE 195 (G) CUSTER	H 1997 Cards	CALIBER VALUE	6	S.D. SHERIFF P&E
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San Diego Sheriff's Crime Lab-Crime Scene Report



NCPD# 0402679

Case #:

04001391-T

Event#: 1

Crime: OIS

Event Date: 03/30/2004

Time Notified: 6:30 AM

By whom: L. MARTINI

Event Address: NATIONAL CITY POLICE DEPARTMENT, 1200 NATIONAL CITY BLVD.

General Location: NATIONAL CITY

Time Arrived: 7:52 AM

Time Of Departure: 11:00 AM

Name/Title: FET M. DURINA

Detective: D. GRANDE

Detail: INVESTIGATIO Team:

Agency: NCPD

Victim: NCPD OFFICERS DANIEL HOWARD AND CHRIS MILLER

Suspect: 1) URZUA, MARIA 2)

3) ORTIZ, RICHARD

Service Requested: FIELD CALL - VEHICLE PHOTOGRAPHY

Narrative:

On Tuesday, 03/30/04 at approximately 0630 hours, Criminalist L. Martini contacted me at the Crime Laboratory and requested that I respond to National City Police Department, 1200 National City Blvd., National City, to assist him with the processing of a vehicle at that location that had been involved in an officer involved shooting on 3/11/04, (NCPD Case #042679.)

At approximately 0752 hours, I arrived at the National City Police Department and met with Criminalist L. Martini and National City Police Detective K. Gelskey. We proceeded to the underground secured vehicle processing area at this time. At the request of Detective Gelskey and Criminalist Martini, I took overall and specific 35mm photographs of the vehicle, a 1986 bearing CA license plate #

I concluded this assignment and departed from National City Police Department at approximately 1100 hours. On 04/02/04, I released sixty-three (63) unlabeled 35mm photographs to L. Martini. On 04/02/04, I released one set sixty-three (63) of unlabeled photographs to Detective K. Gelskey at National City Police Department.

Reported By

Report Date: 04/02/2004

Reviewed By Charles H. Mensty, 415104 Page 1 of 1

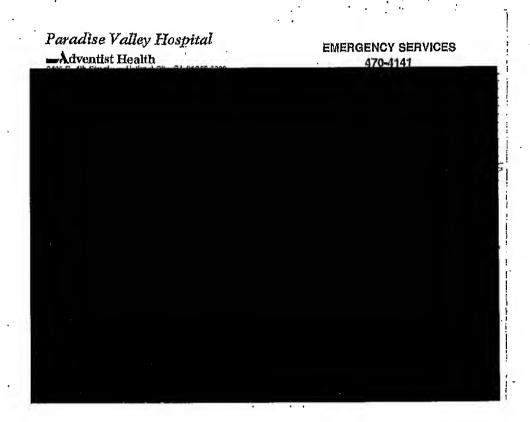
0402679

☐ Provide appropriate VERBAL translation in preferred language.

The examination and treatment that you received were on an emergency basis only. They are not intended to be a substitute or replacement for complete medical care. For your protection, it is advised that you follow the general recommendations below:

- 1. If complications arise, call your doctor or the doctor to whom you have been referred immediately. If the doctor cannot be reached, return to the emergency department.
- 2. Have your prescriptions filled and follow precisely the directions on the labels.
 - 3. The X-ray report given to you is NOT final. Final review by the radiologist will usually be made within 24 hours. Significant discrepancies or additional findings will be communicated to you or your doctor by the emergency department staff. If indicated, you may be requested to return for additional studies and/or treatment.
 - 4. Copies of the emergency department record, including all lab and x-ray results, can be obtained from the medical records department. Please advise your doctor to obtain copies of all studies performed in the emergency department.

department. Please advise your doctor to obtain copies of	
The following is a list of the DIAGNOSTIC IMPRESSION(S) of in your medical record:	your condition. Additional contributing factors may be listed
•	
A follow-up evaluation by your doctor or a doctor to whom you have an appointment within the time frame specified below. Should probe THE EMERGENCY DEPARTMENT. Some conditions may rectified hours. If it is not possible to schedule this re-evaluation we return to the emergency department as specified below, if indicated. Follow-up with YOUR PRIMARY CARE PHYSICIAN or the	olems develop prior to your follow-up visit, RETÜRN TO quire a repeat evaluation within a short time interval (i.e., less ith your doctor or the doctor to whom you have been referred,
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Physician Referral Office Phone	
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radise Valley Hospital Adventist Health 10 18, 4th. St.* National City, CA.* 91950 AFTER CARE INSTRUCTIONS EMERGENCY DEPARTMENT White: Chart Yellow: Patient Pink: Billing	Patient Ideals ORTIZ, RICHARD M 022Y 10/12/1981 Aget Aget April 2/1981 April 3/11/2004 PARADISE VALLEY HOSPITAL







SEE REVERSE

When a patient indicates a need for help in paying for a hospital emergency department episode, answer the
following questions. If based upon the patient's responses, the patient is eligible to apply for County Medica
Services (CMS) have the patient complete an Emergency Department Episode Application (HHSA: CMS-36).

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SEE REVERSE Hospital Date I understand that all patient-specific information so disclosed will be held confidential and will not be released in any way that would permit identification of the patient. Signature of Applicant: _____ Witness to Mark: _____



4/11/477

San Diego County SHERIFF'S DEPARTMENT

BOOKING INTAKE / PERSONAL PROPERTY INVENTORY

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San Diego County SHERIFF'S DEPARTMENT

BOOKING INTAKE / PERSONAL PROPERTY INVENTORY

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FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

NCPD CASE # 04026 79 OFFICER'S NAME / ID# PER. DET.	GRANDE	DATE <u>03/504</u>						
EVIDENCE SAFEKEEPING PROPERTY RECEIVED FROM:	FOUND DV HOLD	HELD PER 8102 W&I (5150 W&I) SEARCH WARRANT						
LAST NAME FIRST	MIDDLE	PHONE NUMBER						
OWNER OF PROPERTY:	and the state of t							
LAST NAME OFFICER FIRST MILLER	MIDDLE	PHONE NUMBER ()						
MAILING ADDRESS:	CONTACT	PHONE NUMBER						
STREET#	APT#	AND THE RESIDENCE OF THE STATE						
CITY: STATE:	ZIP CODE:							
DESCRIPTION OF PROPERTY:		The state of the s						
TAG# DESCRIPTION (BRAND, MODEL, 0	COLOR, ETC.)	SERIAL#						
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WHEN FOUND PROPERTY IS HELD BY A LAW ENFO FOLLOWING STATEMENT TO BE SIGNED BY THE F ITEMS WERE FOUND. THAT ALL ITEMS HAVE BEEN SIGNATURE OF FINDER:	INDER: LDECLARE UNDER PENALTY C	OF PERJURY THAT THE ABOVE LISTED						
ACKNOWLEDGMENT (MUST BE SIGNED THIS FORM CONSTITUTES NOTIFICATION OF YOU OF RESPONSIBILITY. BUT INDICATES THAT YOU HITHIS SHEET FOR AN EXPLANATION OF YOUR RIGHTS SIGNATURE:	R RIGHTS ACCORDING TO LAW. YOUR AVE RECEIVED A COPY OF THIS NOTIC	SIGNATURE IS NOT AN ADMISSION						
RELEASE FORM: (OFFICER: DO NOT SIG	N UNLESS AUTHORIZING RELEASEI)							
OFFICER'S SIGNATURE / ID # AUTHORIZING RELEASE REPORTS OF THE ABOVE DESCRIBED DATE DATE DATE								
PROPERTY RELEASED TO: X CHIZZS MILL	CR /1-11	DATE 3-16-04						
IDENTIFICATION TYPE / NUMBER								
MUST CALL TO MAK	E AN APPOINTI	VENT 336-4447						

Check-Out Release Form

Property Facility

National City Police Department 1200 National City Blvd National City CA 91950 Destination

CRIME SCENE SPECIALISTS 1200 NATIONAL CITY BLVD NATIONAL CITY, CA 91950

(619) 336-4447

Case Number: 0402679

E 28TH STREET

Rec ID: 9027

Case Officer: 330

Officer Gonzales, Manuel

Date: 3/18/04

Released By: 4654 Released To: 7934 PES Flores, April CSS Chavez, Amelia

Time: 10:05 am

(Item ID

Description

Serial Number

Quantity

10019844

DIGITAL CAMERA DISC

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Page 1 of 1, 1 items 1 total items released

SIGNER ACKOWLEDGES RECEIPT OF ABOVE ITEMS AND THE RESPONSIBILITIES THEREIN.

CSS Chavez, Amelia

Print Name

Signature

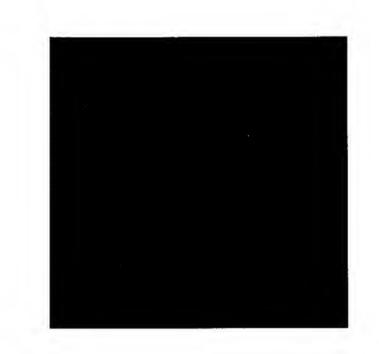
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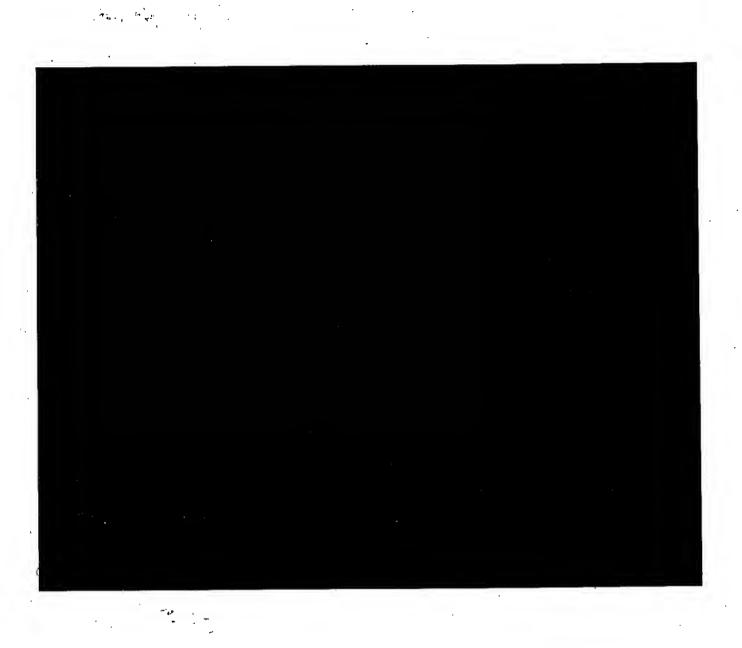
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DATE/TIME OF OCCURRENCE 3/10/04 (2300) LAST DRIVER OF VEHICLE	PENAL	TY OF	F PERJURY U	3/DATE/	/II/C /TIME /O/ HE LAV CORR	OL(NS OF	((355) (2360)	ARKS	OF REF	FV) OF PERSO GE, ARRE	ON MAKING F STS] <i>FCL</i>	REPORT	den de var de mentre cont	em a fra de ambiéne de sido de de sido	DRIVER	ONE OF R	/P
DATE/TIME OF OCCURRENCE 3/10/04 (2300) LAST DRIVER OF VEHICLE 1 CERTIFY OR DECLARE UNDER 1 THE STATE OF CALIFORNIA THA	PENAL	TY OF	F PERJURY U	3/DATE/	///C/ /TIME //O/ HE LAV CORR	OL NS OF ECT.	((3955) (2360) REMA	ARKS	OF REF	FV) OF PERSO GE, ARRE	ON MAKING P STS] <i>FCL</i>	REPORT	den de var de mentre cont	em a fra de ambiénes de 1866 de 1864 de 1864 de 1864 de 1864 de 1864 de 1864 de 1864 de 1864 de 1864 de 1864 d	DRIVER	ONE OF R	/P
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l		STOLEN / FMREZ	ZLED NARRATIVE			a .	
I. AREA	2. TAKEN FROM			-			ATION IN VEHICLE?
RURAL Z-URBAN		ARKING LOT GARAGE		HER		YES	Brand .
, was neighborhood checked witnesses, clues, other crim	MES? NO	Z VES NO	8. DOORS LOCKED?	7. KEYS IN VEH	TIOLE?	VE8	ACCOUNTED FOR?
. WHEN WAS VEHICLE LAST SERVI	\A	10. WHERE?			YES	, No	
2. RECENTLY LEFT IN PARKING GA OR PARKING VALET SERVICE?	- FI-NO	13. 'IF YES, WHERE?	. , , .		YES	No.	TH ORIGINAL ENGINE?
6. ORIGINAL TRANSMISSION? :	18. ORIĞINAL PAINT?	17: IF ANSWER TO 14; 15, OR 10	6 IS NO, PROVIDE ADDITION/	AL INFORMATION, I	SERIAL NO., UHR	INAL COLU	R, EIG
8. HAS VEHICLE BEEN FREVIOUSLY ACCIDENT? YES		19, IF-YES, HAS DAMAGE BEEN		20. PARTS DAN	AGED		
1: FACTORY EQUIPPED RADIO?		22. IF NO, MAKE AND SERIAL N	10.	: 23; DOES VEHI	CLE HAVE LOCKIN	IG GAS CAF	29 S
4. IS VEHICLE FULLY INSURED?		26. NAME/ADDRESS OF INSUI					
6: NAME / ADDRESS OF NEAREST F	RELATIVE NOT LIVING WITH F	ง ค				. `	
7. IDENTIFYING MARKS, BUMPER S	TICKERS, ADD ON EQUIPMEN	NK ETC		• • • • • • • • • • • • • • • • • • • •	. "		
O. SUSPECT NAME	Time Co	DRIVER LICENSE NO. / STATE	ADDRESS ·	-to-			*****
	EIGHT	EYES RN	HAIR BULL	MISC.		٠٢.	
			NARRATIVE		Audit and here the		
9. NAME, DATE AND CASE NUMBER	OF REPORTING AGENCY		The state of the s			•	No. 1
RURAL URBAN 33. ANY EVIDENCE LOCATED? 34 YES NO	: Witnesses, Clues and O	Normal and the State of the Sta	T RECOVERY				FIABLE PARTS BEEN YES NO
38. DESCRIPTION			97. SERIAL NO.			4	
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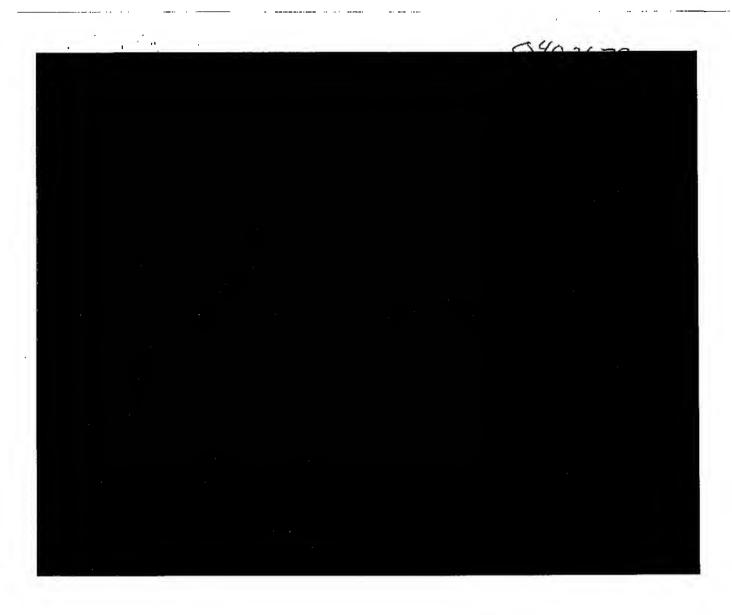
RECOVERED STOLEN VEHICLE RECORD OF NOTIFICATION

National City Police I Date of Recovery Rep	Department of the contract of	Case Number	: <u>0402679</u>	
the recovering officer the telephone number and condition of the re unknown, or notificat shall notify the report condition of the recov	, shall imme of the report ecovered ve ion attempts ing party by vered vehicle g police ago	diately attenting party is hicle. If the swere unsuce placing, in the This writtency's receip	agency, upon receipt of the informant to notify the reporting party by available or readily accessible, of reporting party's telephone numbersesful, the original reporting policine mail, a notice providing the locen notice shall be mailed within of the information of the record	telephone, if the location or is oe agency sation and 24 hours of
Notification Date/Time	Notificati YES	on made? NO	If no, message left/ contact information	Initials
	X IPO	NO V	contact anot mation	(
1735 3-11-04			NOTIFIED by DETENTINES	
,2035 03/104	>ℓ	/1/	Sto NUDS TO BE NOTHE	- Colombia
	<u></u>	(-(-)	Per Derzorses	
			VEN DENERING	***************************************
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FORW	ARD TO R	ECORDS F	OR LETTER NOTIFICATION	
· Date:	WI THE STREET	•	Forwarded by:	range was a se se de Anni de proposor y e en de anni
			rehicle (see attached report) has be notify victim by mail.	een
Unable to make	contact with	victim.		
Victim has move	d or change	ed phone num	nbers.	
Phone number in	ı ČLETS is	not a valid m	umber for the victim.	
No victim phone	number lis	ted in CLET	S entry.	
Other:			÷	
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DT) 51 8 (04/03)				



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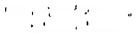
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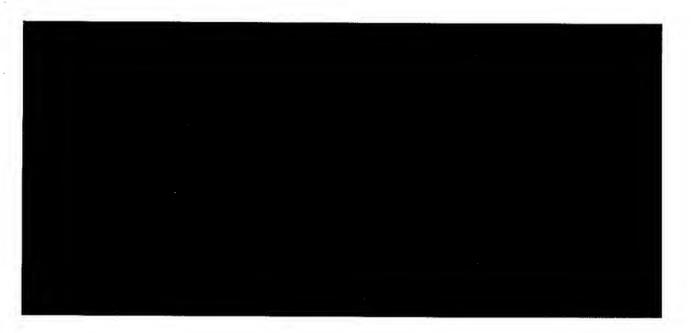
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CHE 100 (KGV, 2-99) OF 1001				
REPORTING DEPARTMENT CP LOS	CATION CODE DATE / TIME OF REPORT	NOTICE OF STORED VEHICLE DELIVERED PERSONALLY	FILE NO. 40	2679
LOCATION TOWED / STOLEN FROM	ODOMETER READING	VIN CLEAR IN SVS? YES NO	DATE/TIME DISPATCH (
YEAR YEAR	BODY TYPE	COLOR LICENSE NO.		NTH/YEAR STATE
8	40	BLUE	Two	8/04 CA
VEHICLE IDENTIFICATION NO.		ENGINE NO.	VALUATION BY GOFF	
REGISTERED OWNE	ir. —	EKRAME AS RIO	BAL OWNER	
		(S) dimension		naga un antida de como un aproprio de la como un approprio de la como un approprio de la como un approprio de la como un approprior de la como un approprior de la como un approprio de la como un approprior de la como un approprior de la como un approprior de la como un approprior de la como un approprior de la como un approprior de la como un approprior de la como un approprior de la como un approprior de la como un approprior de la
		± Company		
L SAN DIEGO	CA 92/05	L <u>CE</u>	3-11-04	
STORED X IMI	POUNDED	,		VEHICLE COMPONENT
TOWNS ESTRICTE CONGERN (NAME, ADDRESS, PHONE)	3333 NAL A	VE SD	STORAGE AUTHORITY/	REASON ÉVIDENCE 3 ÉVIDENCE
TOWED TO JOTORED AT	AIRBAG? YES NO	DRIVEABLE?		VIN SWITCHED?
CONDITION YES NO ITEMS	YES NO ITEMS	YES NO ITEMS YES	NO TIRES WHE	UNK YES NO
WRECKED SEAT (FRONT		CAMPER CAMPER	LEFT FRONT	TEXTE
BURNED HULK per 431(c) VC SEAT (REAR) VANDALIZED RADIO	ALT. / GENERATOR BATTERY		RIGHT FRONT LEFT REAR	EAIG
ENG. / TRANS. STRIP X TAPE DECK	DIFFERENTIAL	FIREARMS () OTHER 2	Y RIGHT REAR	LAIL
MISC. PARTS STRIP TAPES	X TRANSMISSION	K I I	SPARE	
BODY METAL STRIP Y OTHER RADIO		7 4 6	HUBCARS	
SURGICAL STRIP per 431(b) VC X IGNITION KEY RELEASE VEHICLE TO: ROOR AGENT NAG	ENCYHOLD 22850,3 VC	GARAGE PRINCIPAL / AGENT STORING	A SPECIAL WHEE	
7	NDENCE)	CANAL PRINCIPAL PACENT DICANO	ACTION TO THE STATE OF THE STAT	
The state of the s	I.D. NO. DATE	CERTIFICATION: 1, THE UNDERSIGNED, AUTHORIZED AND ENTITLED TO TAKE F	DO HEREBY CERTIFY THE ABO	HAT I AM LEGALLY OVE DESCRIBED VEHICLE
SIGNATURE OF PERSON AUTHORIZING RELEASE		SIGNATURE OF PERSON TAKING POSSI		
STOLEN VEHICLE / COMPONENT		VFHCLE	PLATE(S) REP	ORT
	terino estrenecenti incresso encrenden propriete encresso esta attenta proprieta per proprieta proprieta propri	NAME OF REPORTING PARTY (RVP)	entermode Stemman manufacture and an extension of the state of the sta	DRIVER LICENSE NO. / STATE
	TAPPER THE A	A SEAST POOL IN P. 19 19	ond showing a property of the constitute of the district of the design o	THE PRINCIP OF THE
LAST DRIVER OF VEHICLE	DATE / TIME	ADDRESS OF R/P	·····	TELEPHONE OF RIP
I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY UND THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE	JEK THE LAWS UP	SIGNATURE OF PERSON MAKING REPO	RT	
The contract and product and the Contract of t	REMA		nam thá ti thiển hiển penne dạt ginh tiệ thunh, thờ đinh thự thời đột (phố thật nội vật thời tại phố (thị phố t	·····································
DRIVER'S NAME	ARRESTED / SECTION?	REPORTED BY CARG	O/TYPE?	VALUE \$
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NCAD DETECTIV	es,			A
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SIGN WIRE OF OFFICER TAKING REPORT	LD. NO. 3 SUPERVISOR		SENT TO REGISTERED S PER 22862 VC?	YES DATE NOWERPOW!
OSP 80 18768 WROTHING				1 c180_289.//

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		STOLEN / EMBEZ	ZLED NARRATIVE		W. 1
I, AREA	2. TAKEN FROM		-	and the second s	3. REDISTRATION IN VEHICLE?
RURAL URBAN	STREET PA		DRIVEWAY	OTHER	YES NO
MAS NEIGHBORHOOD CHECKE WITNESSES, CLUES, OTHER CI	D FOR VEHICLE, YES	5. PAYMENT'S CURRENT'	6. DOORS LOCKED?		B. ALL KEYS ACCOUNTED FOR?
D. WHEN WAS VEHICLE LAST SER	VICED?	10. WHERE?	Den 2	5 117 IST	HIS THE USUAL MECHANICY 12
12. RECENTLY LEFT IN PARKING OR PARKING VALET SERVICE		15. IF YES, WHERE?	ar.		ICLE EQUIPPED WITH ORIGINAL ENGIN YES UNK UNK
15. ORIGINAL TRANSMISSION?	18. ORIGINAL PAINT?	17. IF ANSWER TO 14, 16, OR 1	6 IS NO, PROVIDE ADDIT	TIONAL INFORMATION, SERIAL NO	e ORIGINAL COLOR: ETC.
18. HAS VEHICLE BEEN PREVIOUS ACCIDENT? YES	SLY INVOLVED IN AN	19. IF YES, HAS DAMAGE BEEN YES NO	FIXED?	20. PARTS DAMAGED	and the second s
1. FACTORY EQUIPPED RADIO?		22. IF NO; MAKE AND SERIAL N	10.	23. DGES VEHICLE HAVE	
4. 18 VEHICLE FULLY INSURED?		25. NAME / ADDRESS OF INSU	RANGE COMPANY	The state of the state of	Sire
6. NAME / ADDRESS OF NEARES	T RELATIVE NOT LIVING WITH R	UP .			1
7. IDENTIFYING MARKS, BUMPER	R STICKERS, ADD ON EQUIPMEN	VY, ETC.	A JALL		110000
8. SUSPECT NAME	and the	DRIVER LICENSE NO. / STATE	ADDRESS		
To Party Spirit 1977	welcht.	EYES :	HAIR	MISC.	V 2/2
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	31. DESCRIPTION OF RECOVE			× × · · · · · · · · · · · · · · · · · ·	32. REGOVERY
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38. DESCRIPTION .	·		37. SERIAL NO.		
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1 402679





STATUS CODES - RECOVERED VEHICLES

1ST DIGIT - CONDITION OF VEHICLE

- A = VEHICLE NOT DAMAGED, STRIPPED, OR BURNED
- B = VEHICLE STRIPPED OF MAJOR COMPONENTS/NOT BURNED
- C = VEHICLE STRIPPED OF MINOR COMPONENTS/NOT BURNED
- D = VEHICLE BURNED/NOT STRIPPED.
- E = VEHICLE BURNED/STRIPPED OF MAJOR COMPONENTS
- F = VEHICLE BURNED/STRIPPED OF MINOR COMPONENTS
- G VEHICLE DAMAGED/NOT STRIPPED.
- H = VEHICLE DAMAGED AND STRIPPED
- I = LICENSE PLATES RECOVERED (LOST OR STOLEN LICENSE PLATE RECORDS)
- J = VEHICLE NOT DAMAGED/CARGO THEFT ONLY
- U = VEHICLE PARTS RECOVERED (STOLEN VEHICLE PART RECORDS)

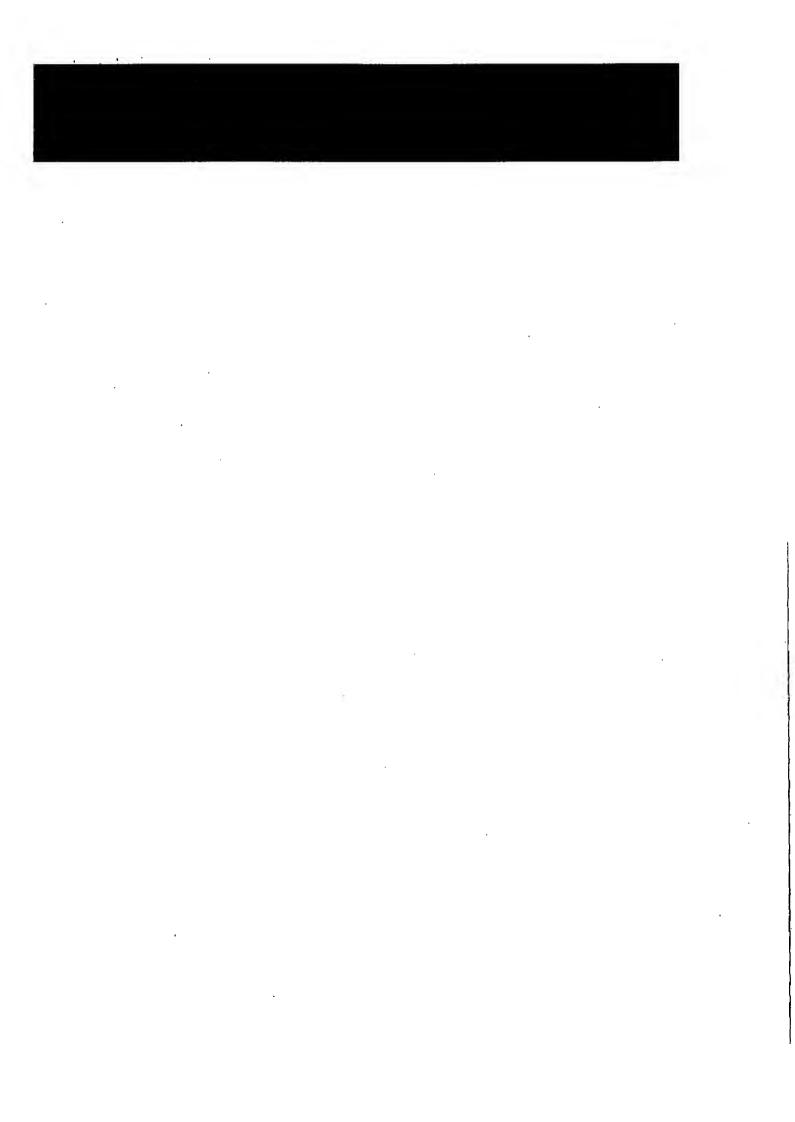
2ND DIGIT - PERTAINS TO LICENSE PLATES

- 0 → NO PLATES MISSING, VIN OK
- I = ONE PLATE MISSING, VIN OK
- 2 = 2 PLATES MISSING. VIN OK
- 3 = NO PLATES MISSING, VIN REMOVED OR ALTERED
- 4 = ONE PLATE MISSING, VIN REMOVED OR ALTERED
- 5 = TWO PLATES MISSING, VIN REMOVED OR ALTERED
- 6 NO PLATES MISSING, VIN PLATE SWITCHED
- 7 = ONE PLATE MISSING, VIN PLATE SWITCHED
- 8 = TWO PLATES MISSING, VIN PLATE SWITCHED
- U = PARTS RECOVERED (STOLEN VEHICLE PARTS RECORDS)
- I = LICENSE PLATES RECOVERED (LOST OR STOLEN LICENSE PLATE RECORDS

3RD DIGIT - PERTAINS TO CUSTODY STATUS

Y = SUSPECT IN CUSTODY N = SUSPECT NOT IN CUSTODY

REVISED: 11/07/00



NATIONAL CITY POLICE DEPARTMENT ADDITIONAL PROPERTY / EVIDENCE FORM

1	CASE NUMBER	BIN#
OF	124061	

RELATIONSHIP CODES: V = VICTIM O = OWNER F = FINDER S = SUSPECT W = WITNESS

	UBMITTING		ID#		DIVISION	inns) ili kun dina dina pipajang ing ng mg	······································	DATE . /
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EVID 1B

Law Offices of Mark A. Bush

A Professional Law Corporation

April 21, 2004

National City Police Department Records Dept. 1200 National City Blvd. National City, CA 91950

Re:

Our Client:

Date of Accident:

Location:

Showing you

March 11, 2004

28th Street & Highland Avenue

Dear Records Dept:

We are in immediate need of the traffic collision report (and any related reports) including any photographs for the incident described above. We enclose a signed authorization and our check for \$10.00.

Thank you for your prompt attention to this request.

Very truly yours,

Mark A. Bush

PECIETYTEN APR 2 2 2004

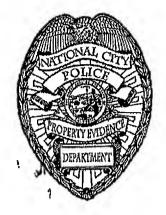
0402679

Authorization for Release of Information

To: National City Police Dept. From:	
Re: Accident report Date: 1/2/04	
I,, mother of	
AUTHORIZE NATIONAL CITY POLICE DEPARTMENT TO F	RELEASE TO MY ATTORNEYS
THE LAW OFFICES OF MARK A. BUSH OR THEIR REPRES	SENTATIVES ANY, AND ALL
INFORMATION RELATIVE TO THE MOTOR VEHICLE ACCII	DENT OF 3/11/04
, 2004. SPECIFICALLY, I AUTHORIZE AND INSTRUCT	
DEPARTMENT TO RELEASE TO MY ATTORNEYS THE TRA	
NUMBER UNKNOWN AND ANY PHOTOGRAPHS ATTACHE	
	D HILICIO.
DATED: 4/21/04	
And the second s	speciments speciments are needed as a finite of the second specimens and the second specimens are second specimens as a second specimens are second specimens as a second specimens are second specimens as a second specimens are second specimens as a second specimens are second specimens as a second specimens are second specimens are second specimens as a second specimens are second specimens are second specimens as a second specimens are second sp

NATIONAL CITY POLICE DEPARTMENT APPLICATION FOR RELEASE OF INFORMATION

PLEASE PRINT CLEARLY	REPORT NUMBER 2402619
Name	Phone
Address	
City San Diego	State <u>G-</u> zip 92139
or representative of the above, who because of age or	rty Owner Passenger Pedestrian Party of Interest, physical condition prevents him from representing himself, I
Type of Report Requested: Traffic Accident Dom Vehicle Theft include License number	Date March 16, 64 nestic Violence Identity Theft Other Explain) DITCE Shooting at a stolen car Stolen car nits my car
Date of Accident or Incident Nach 1 200 Location of Accident or Incident 28th Street	t Next to Sweetwater High School
Name(s) of persons involved My Self Note: Incomplete or illegible information may cause a	ard my Ex step daughter ardelay in processing your request. LETE THIS SECTION. YOU MUST PROVIDE A POLICY
Company Name	
	REPRESENTING INVOLVED PARTY – COMPLETE O AUTHORIZATION OF INDIVIDUAL REPRESENTED.
This is to certify that I representOther	who wasVictim, Property Owner,
Firm Name Address	
Signature DEPARTMENT USE ONLY	Date
Date Mailed Date Picked up at Front C	Other Verified by MU Counter Amount
Other Notes:	
Rev. 3/03	



National City Police Department Property and Evidence

FAX Transmission Cover Sheet

	Date: 05 14 09
TO: 5750	FAX#: 858-467-4650
ATTN: Celia	Total pages including the cover sheet:
FROM: April	PROPERTY & EVIDENCE DEPARTMENT
REFERENCE: 5050 # 04	001391 T

The information contained in this transmission is privileged, confidential and intended for the use of the individual or entity named about. If you are not the intended recipient you are hereby notified that any reading, dissemination, distribution or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original communication to us at the address printed below via the United States mail. We will reimburse you for the mailing costs.

Thank You

NATIONAL CITY POLICE DEPARTMENT
1200 NATIONAL CITY BOULEVARD
NATIONAL CITY, CA 91950
FAX (619) 336-4447
PHONE # (619) 336-4447
Please contact us by phone before sending a FAX

FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

NCPD CASE # 0402679 OFFICER'S NAME / ID# GRANDE		DATE 101804
EVIDENCE SAFEKEEPING PROPERTY RECEIVED FROM:	FOUND DV HOLD	HELD PER 8102 W&I (5150 W&I) SEARCH WARRANT
LAST NAME FIRST	MIDDLE	PHONE NUMBER
OWNER OF PROPERTY:	And a supplication that to remain only the supplication of the sup	
LAST NAME FIRST WILLER	MIDDLE	PHONE NUMBER ()
MAILING ADDRESS:		CONTACT PHONE NUMBER
STREET#	АРТ#	
CITY: STATE:		ZIP CODE:
DESCRIPTION OF PROPERTY:		
TAG# DESCRIPTION (BRAND, MODEL	, COLOR, ETC.)	SERIAL #
IZO182 Uniform		
IZO184 IZO185		- And Annual Control of the Control
FOLLOWING STATEMENT TO BE SIGNED BY THE ITEMS WERE FOUND, THAT ALL ITEMS HAVE BET SIGNATURE OF FINDER:	FINDER: LDECLARE UNDE EN SURRENDERED, AND LI	
ACKNOWLEDGMENT (MUST BE SIGNED	BY PERSON IN POSS	SESSION OF PROPERTY)
THIS FORM CONSTITUTES NOTIFICATION OF YOU	JR RIGHTS ACCORDING TO	D LAW. YOUR SIGNATURE IS NOT AN ADMISSION
OF RESPONSIBILITY, BUT INDICATES THAT YOU I THIS SHEET FOR AN EXPLANATION OF YOUR RIG	HAVE RECEIVED A COPY O BHTS.	DE THIS NOTICE. PLEASE REVIEW THE BACK OF
SIGNATURE:		
RELEASE FORM: (OFFICER: DO NOT SIG	ON UNLESS AUTHORIZING	RELEASEI)
I CERTIFY UNDER PENALTY OF PERJURY THAT I	DESCRIBED PROPERTY.	B
OFFICER'S SIGNATURE / ID # AUTHORIZING RELE	LUIS	DATE 102904
	10	DATE 10-29-04
IDENTIFICATION TYPE / NUMBER	The state of the s	
MUST CALL TO MAP	CE AN APP	OINTMENT 336-4447

PD-360 (REV 08/2003)

WHITE & YELLOW -PROPERTY

PINK-CITIZEN



FIELD PROPERTY RECEIPT / RELEASE FORM

NATIONAL CITY POLICE DEPARTMENT, CITY OF NATIONAL CITY, CALIFORNIA 1200 NATIONAL CITY BLVD * NATIONAL CITY, CA 91950-4594 * (619)336-4447

OFFICER'S NAME UD# (Section)			DATE _	101/104
EVIDENCE SAFEKEEPING PROPERTY RECEIVED FROM:	FOUND DV HOLD	Control of the Party of the Par		•
LAST NAME FIRST	MIDDLE	THE PERSON OF TH	PHONE I	NUMBER)
OWNER OF PROPERTY:	EVIDENCE SAFEKEEPING DV HOLD SEARCH WARRANT WE FIRST MIDDLE PHONE NUMBER () P			
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MAILING ADDRESS:		CONTACT	PHONE N	NUMBER
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DESCRIPTION OF PROPERTY:				
	COLOR, ETC.)		SERIAL	#
- the second of				
I. LANGE	***************************************			· · · · · · · · · · · · · · · · · · ·
Talman				
FOLLOWING STATEMENT TO BE SIGNED BY THE ITEMS WERE FOUND. THAT ALL ITEMS HAVE BEED SIGNATURE OF FINDER:	FINDER: <u>LDECLARE UN</u> N SURRENDERED, AND	DER PENALTY OF I DO NOT KNOW W	PERJUR VHO THE	Y THAT THE ABOVE LISTED TRUE OWNER IS.
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RELEASE FORM: (OFFICER: DO NOT SIG	N UNLESS AUTHORIZIN	IG RELEASE!)	THE RESERVE OF THE PARTY OF THE	
	DESCRIBED PROPERTY	Y.	ATE 💢	<u> 1023/14</u>
IDENTIFICATION TYPE / NUMBER				· · · · · · · · · · · · · · · · · · ·
MUST CALL TO MAK	E AN API	POINTM	EN"	Т 336-4447

Jan Jan

Item Listing Activity Number: 0402679

National City Police 1200 National City Blvd National City, CA 91950

Bar Code	Description	Activity Num	Violation	Seized Date	Received	Status Date	Status	Locker or	Recd	Öut	Disp	Qty In	UÒM
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10020176		0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	1	0	1	0	EA
lacocama									·	•	•	Ü	_, ,
10020177	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	9	0	9	0	EA
10020178	mag w bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	16	Ö	16	0	EA
10020179	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	16	Ö	16	ŏ	EA
10020180	Miller	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	10	ō	0	10	ĒĀ
10020181	Off Miller	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	Ö	Ď		ĒA
10020182-	Off Miller uniform	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	Ö	0	1	ËA
10020183	off millers,gun	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	ĪÑ	LW159A	1	0	0	1	EÀ
10000757	belt,boots	grandenski z s	Same .							-	-	•	
10020184	uniform shirt	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	1	0	Ö	1	EA
10020185	uniform pants	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	ÎN	LW159A	1	0	ō	1'''	ĒA
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10020100	from chamber	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	DISP	RTO	1	0	1	0	EA
10020189	mag w bullets	0402679/B	245(8)	00/14/0004	*********								
10020190	mag w bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	12	0	<u>0</u>	12	EA
10020191	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	ΪΝ	LW159A	14	Õ	Ö	14	EA
10020192	mag w/ bullets	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	ĨN	LW159A	14	0	0	14	EA
10020193	off Harward	0402679/B	215(A)	03/11/2004	03/17/2004	10/18/2004	IN	LW159A	14	0	Ő	14	EA
Fridard Joh	Oil Lightward	VHUZUI BID	215(A)	03/11/2004	03/17/2004	10/18/2004	ÍÑ	LW159A	10	0 "	0	10	ĒΑ

10/20/2004 03:59 pm Printed By: aflores

Page 3 Report #STDEC003

Check-Out Release Form

Property Facility

National City Police Department 1200 National City Blvd National City CA 91950

(619) 336-4447

Destination

INVESTIGATIONS 1200 NATIONAL CITY BLVD NATIONAL CITY, CA POLICE DEPARTMENT

SGT RANDY TRIVIZ (619) 336-4481

Case Number: 0402679

Case Officer: 330

Released By: 5610 Released To: 249

E 28TH STREET

OFFICER GONZALES, MANNY PES CASTRO, VANESSA DET. GRANDE, DAVID

Rec ID: 10245

Date: 10/5/04 Time: 11:34 am

Item ID Description

10020731

VIDEO CASSETTE

& audio int w/ miller

Serial Number

Quantity

Page 1 of 1, 1 Items 1 total Items released

SIGNER ACKOWLEDGES RECEIPT OF ABOVE ITEMS AND THE RESPONSIBILITIES THEREIN. DET. GRANDE, DAVID

Print Name

Continued From: OTHER Detective Sup	;	San Diego Officer's			Page →	Case N	umbac
Code Section And Description	(and incident and	Narra	ntive		1 of 4	040267	
PC / 187'664 / ATTEMPTED N Location Of Incident (Or Addres	URDER/DEGRÉÉ UNSPECIFIE	D	Date 03/11/2004		Day of Week THU	Time 11:50	
620 E. 24th St. (South Parking	Lot)			City NATIONAL	. CITY	District	Beat 240
Person(s) Involved: Victim Suspect (If Named)							
Ortiz, Richard Property Tag No.(s)							·
		· · · · · · · · · · · · · · · · · · ·					
	Det	ective Sup	plemental				**************************************
On March 11, 2004 at Shooting that occurred identified as Richard (sedan, along with a Woon March 10, 20 when National (apprehend Ortiz. Ortiz short distance away.	In the south parking Ortiz 10/12/81 was dr hite male and Hispar 04 at about 2330 hrs. City Police Officers (g lot of 620 riving a sto nic female _l . Ortiz was C. Miller a	E. 24 th St. in Nati len blue 1986 passenger. Ortiz ha identified as the d	onal City ad stolend river of	y. The sus the blue the blue	pect, 4-door	
The officers were unabfor their safety and to perfect the their safety and to perfect the their safety and to perfect their safety and to perfect their safety and to perfect their safety and to perfect their safety and their sa	ole to escape the path prevent serious injury	of the or death,	due to	Ortiz' on Ortiz' on Ortiz'	driving, ar ed severa	nd feari I round	ng s at
Ortiz drove past the of high rate of speed throu arrest by police. Due to which was stopped at the Hispanic female juveni impact from the collision on foot, and attempted During the investigation	agh an Elementary and Ortiz' wreckless and he south corner of 60 le identified as corn, and suffered series to hide on the west series.	nd High Sc d negligent 00 E. 28 th S wous injury. ide of the r	hool area in attem t driving, he struck t., dropping of a st as thrown from th Ortiz then fled the esidence at 631 E.	pt to eva c a white tudent. T e scene o 28 th St.	ide appreligions of the student due of the traffic	nension at, a e to the ic collis	and Exion
During the investigation victim, witness stateme	nts:	ie to deteri	nine the following	g from pl	iysical ev	idence a	and
Synopsis							
On March 10, 2004 at a Lie# drove to two Hispanic males identhe residence. Ortiz, whand Ortiz pulled a ten (1)	E. 28" St. to vintified as Richard Or o demanded that	sit friends. tiz 10/12/8	While at the resid	ence,	was continuing the re	Ca contacte ear yard refu iz then	d by d of
Reporting Officer GRANDE	ID# Divis 249 INV	sipn	Approved/By		Date of Report 03/14/2004	Time 15:06	
100 (6)		COPY			Contin		

Code Section And Description Construction (A) Code Number (Natrative) Code Section And Description Construction (A) Code Number (Natrative) Code Section And Description Construction (A) Code Number (Natrative) Code Section (A) Code Section (A) Co	OTH.	tinued From; IER -			San Dieg	o Regional			· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	
Narrative 2 d 4 0402879 1500	Dete				Officer	's Report			Page	Case N	umber
Critz then walked toward with the knife in his left hand and again demanded property. At knifepoint, Ortiz then reached into pockets and took his car keys and a pack of eigarettes. Ortiz then put the knife to back, and removed watch from his right rear pants pocket. Ortiz then left the yard, taking walked to the 7-11 store located at E. 24 th St. and Highland Ave. to call police and report the robbery and auto theft after Ortiz did not return with his car. While at the 7-11 store, saw his drive into the Arco gas station lot, located in the 2300 block of Highland Ave. Ortiz was still driving the ear, and ran over to Ortiz, demanding that he get his car back. Ortiz rolled up the left front driver window and drove away. Walked back to E. 28 th St. address, and neither the car nor Ortiz returned to the residence. believed that Ortiz might bring the car back to the E. 28 th St. address and waited until 0913 hrs., before the called police to report auto theft and robbery. On March 11, 2004 at about 1100 hrs, National City Police Service Officer Carranza and Parking Enforcement Officer Crawford were investigating traffic violations in the area of 1900 Wilson Ave. in National City. Carranza saw the 1986 blue as the 1900 Wilson Ave. and saw that the car was occupied. Due to the traffic violation, Carranza ran the license plate through DMV records and it had not been reported stolen in the DMV system. A Hispanic male later positively identified as Richard Ortiz exited the left front driver side of the car and approached Carranza. Ortiz was wering a black beanie and baggie light blue shirt, and appeared to be extremely nervous. Ortiz was wering a black beanie and baggie light blue shirt, and appeared to be extremely nervous. Ortiz was wering a black beanie and baggie light blue shirt, and appeared to be extremely nervous. Ortiz was wering a black beanie and baggie light blue shirt, and appeared to be extremely nervous. Ortiz was overily polite to Carranza and continuously wrung his hands together while talking to					Nar	rative		ļ			
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ordered "Give me your money, or I will stab you." attempted to escape but was blocked by "Ortiz then walked toward with the knife in his left hand and again demanded property. At knifepoint, Ortiz then reached into pockets and took his car keys and a pack of cigarettes. Ortiz then put the knife to back, and removed watch from his right rear pants pocket. Ortiz attempted to remove wallet, but was unable to do so. Ortiz then left the yard, taking with him did not realize that Ortiz had taken his huntil several minutes later. On March 11, 2004 at about 0200 hrs, walked to the 7-11 store located at E. 24th St. and Highland Ave. to call police and report the robbery and auto theft after Ortiz did not return with his car. While at the 7-11 store, saw his drive into the Arco gas station lot, located in the 2300 block of Highland Ave. Saw that Ortiz was still driving the car, and ran over to Ortiz, demanding that he get his car back. Ortiz rolled up the left front driver window and drove away. Walked back to E. 28th St. address, and neither the car nor Ortiz returned to the residence. believed that Ortiz might bring the car back to the E. 28th St. address and waited until 0913 hrs., before he called police to report auto theft and robbery. On March 11, 2004 at about 1100 hrs, National City Police Service Officer Carranza and Parking Enforcement Officer Crawford were investigating traffic violations in the area of 1900 Wilson Ave. in National City. Carranza saw the 1986 blue Ca. Lic. parked in the west alley of 1900 Wilson Ave. and saw that the car was occupied. Due to the traffic violation, Carranza ran the license plate through DMV records and it had not been reported stolen in the DMV system. A Hispanic male later positively identified as Richard Ortiz exited the left front driver side of the car and approached Carranza. Ortiz was wearing a black beanic and baggie light blue shirt, and appeared to be extremely nervous. Ortiz was overly polite to Carranza and continuously wrung his hands together while talking to h	Susp	ect (If Named)		·········							
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GRANDE 240 Date of Report Time	1900 V license Hispar approa extrem while t move. the righ	wilson Ave. and by plate through I aid male later pouched Carranza. One is the control of the co	a saw that Saw that OMV recuively in Ortiz was our arranza to Ortiz, C	e 1986 black the car words and dentified swearing verly polyold Ortiz Carranza con.	vas occupied, it had not bee as Richard Carranz the to Carranz that parking ould see wha	Ca. Lic. Due to the trace reported stocential exited the die and baggie and continuous the alley was appeared to be appeared to be a second t	offic vilen in left fillight lously	parketiolation the DI cont dropped showing and and and and and and and and and and	ed in the wan, Carranza MV system iver side or irt, and app his hands to the the system	est alley a ran the A f the cared to together and here	y of e r and to be r
03/14/2004 15:06	GRAND	E M Wilcet		ID# 249	Division INV	Approved By			Date of Report 03/14/2004		

Time 15:06

Date of Report 03/14/2004

Continued From: OTHER - Detective Sup		San Diego					
		Officer's Narr		į	Page 3 of 4	Case N 040267	
Code Section And Description (o	ne incident only)		Date		Day of Week	Time	
PC / 187*664 / ATTEMPTED MU Location Of Incident (Or Address) — — — — — — — — — — — — — — — — — — —	OIFIED	03/11/2004	Clty	THÚ	11:50 District	Beat
620 E. 24th St. (South Parking L. Person(s) Involved: Victim	01)			NATION	AL CITY	Library	240
Suspect (If Named) Orliz, Richard							
Property Tag No.(s)							
On March 11, 2004, at a crime report from broadcasted velocity the license plate number responded to the immediate area of 600 E. 24 th S Officer at Sweetwater H westbound through the superked in a stall in immediate area, and was unoccupied, both Office to the parking lot, Office	desired to, she wanthe alley, she conger seat. about 1136 hrs, has regarding hicle description as the same lied liate area, but conditioned officers in the t. NCPD Officers (light School responsible to call NC the parking lot, as able to call NC and the regard and the officers that he officers that he	National City the robbery a and license p ense plate che uld not locate field that D. Harward, onded to the a of 620 E. 24 and believed PD Officer C filler approace contacted by a nis blue	Police Officer S. S. and theft of his vehiclate, NCPD Dispate cked by PSO Carrathe believed that Riwho is currently as rea to check for the it was unoccupied. Miller for assistant hed the south parking White male on a better the it was uno a better the south parking white male on a better the it was unoccupied.	hanaha cle. As cher M nza ea or Or chard ssigned vehic rd saw Office ce. Be ng lot	ortiz drovenir and a goden complete sofficer Sharlier. Officer Sharlier. Officer tiz. Ortiz possible as a Schoole. While transport to the state of t	e the blatee situate d takin anahar ecognizers oly live aveling aveling left the valide was ified as	g the last sed in urce last was liking
As Officer Harward and backing eastbound out of eye contact. Ortiz sudden	rance. Officer H. Stop, don't go a Miller walked so a parking stall. By pressed on the	arward heard nywhere." Outh into the s Officer Harw e vehicles' ac	yelling at so outh parking lot, th ard and the Hispani celerator, and the o	meone ey sav ic male	w the blue driver, Or	parking	le
of the vehicle's tires sque to obtain a high rate of sp the parking lot, and Offic	eanng, which is do need. Officer Hai	consistent wit ward and Mi	h the rapid accelera	ition of	f a vehicle a		4
Reporting Officer GRANDE	ID # 249	Division INV	Approved By		Date of Report 03/14/2004	Time 15:06	

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Continued Y .

Coefective Sup. Officer' Nam	o Regional 's Report rative	Page 4 of 4	Case No 0402679	
Code Section And Description (one Incident only) PC / 187*684 / ATTEMPTED MURDER/DEGREE UNSPECIFIED Location Of Incident (Or Address)	Date 03/11/2004	Day of Week THU	Time 11:50	
620 E. 24th St. (South Parking Lot) Person(s) Involved: Victim	City NAT	TIONAL CITY	District	Beat 240
Suspect (If Named) Orliz, Richard Property Tag No.(s)				

The blue accelerated forward at a high rate of speed from the south side of the parking lot toward the officers. The officers realized that Ortiz was not going to stop, and as they moved northbound, Ortiz redirected the vehicle toward the officers at a high rate of speed. Fearing for their safety, believing that Ortiz had the intention of striking them with the vehicle, they drew their weapons and fired at the vehicle from about fifteen feet away as they attempted to move out of the way. The right front fender

SAN DIEGO COUNTY SHERIFF'S DEPARTMENT CRIME LABORATORY CASE NUMBER# 04001391-T

(continued)

DISPOSITION OF EVIDENCE;

I sealed all evidence prior to returning to Sheriff's Property and Evidence Unit.

DIANE N. DO, LATENT PRINT EXAMINER

VERIFIED BY / DATE

ADMIN REVIEW/DATE DUREME 4/29/0